



CRM-M-22843-2024 (O&M)

1

242 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-22843-2024 (O&M)

Date of Decision: 10.09.2024

SARWAN SINGH

...PETITIONER

Versus

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Rajesh Kapila, Advocate and
Ms. Himani Kapila, Advocate
for the petitioner.

Mr. Rishabh Singla, AAG Punjab.

Ms. Ramandeep Kaur, Advocate
for respondent No. 2.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.158 dated 27.09.2022 under Sections 498-A & 406 of IPC, registered at Police Station City, Batala, Police District Batala, District Gurdaspur (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 25.09.2023 (Annexure P-2).

2. The following order was passed on 08.05.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.158 dated 27.09.2022 under Sections 498-A & 406 of IPC, registered at Police Station City, Batala, Police District Batala, District Gurdaspur (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 25.09.2023 (Annexure P-2).

Notice of motion for 01.07.2024.

At this stage, on asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab accepts notice on behalf of



CRM-M-22843-2024 (O&M)

2

respondent No.1-State. Copy of the paper book be supplied to him during the course of day.

Learned counsel for the petitioner undertakes to secure presence of respondent No.2 at the time of recording the statement.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed.

A copy of the order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

3. Vide orders dated 01.07.2024 and 01.08.2024, parties were again directed to appear before the jurisdictional Magistrate for getting their statements recorded, in support of the compromise.

4. In compliance of the aforesaid orders, a report has been received from the concerned jurisdictional Court that the compromise effected between the parties is genuine and arrived at without any pressure or coercion from anyone.

5. In view of the compromise and the ratio of law laid down by the Hon'ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834 and Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63** and Full Bench of this Court in **Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052**, this petition is allowed and FIR No.158 dated 27.09.2022 under Sections 498-A & 406 of

CRM-M-22843-2024 (O&M)

3

Gurdaspur (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

(HARPREET SINGH BRAR)

JUDGE

10.09.2024

Ajay Goswami

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No