



also seeking setting aside of the impugned judgment of conviction dated 13.06.2014 passed by learned Judicial Magistrate Ist Class, Amloh and judgment dated 27.08.2014 passed by learned Additional Sessions Judge, Fatehgarh Sahib on the basis of the compromise between the petitioner and his wife respondent No.2.

Learned counsel for the applicant-petitioner *inter alia* contends that the aforesaid criminal revision petition filed by the petitioner was admitted on 13.11.2014. Learned counsel submits that the applicant-petitioner was convicted by the Ld. JMIC, Amloh vide Judgment dated 03.06.2014 and sentenced the applicant-petitioner for 02 years for offence under Section 498-A IPC and fine of Rs.1000/- and in default of fine further RI for one month. The applicant-petitioner filed the appeal before the Ld. Additional Sessions Judge, however, the same was dismissed vide Judgment dated 27.08.2014.

Learned counsel for the applicant-petitioner further submits that the applicant-petitioner (husband) also filed FAO No. M-233 of 2016 against his wife-respondent No.2 for grant of divorce before this Court, however, during the pendency of aforesaid appeal, the applicant-petitioner (husband) and respondent No.2 (wife) entered into compromise/settlement before the Mediation and Conciliation Centre of this Court, before the Mediator namely Dr. Deepak Jindal and a written compromise dated 18.11.2016 was executed between the applicant-petitioner and respondent No.2-wife. As per the compromise, the parties agreed to live together peacefully and amicably with their three children, namely, Tamandeep Kaur, Namanpreet Kaur and Tripanjot Singh. Now, the settlement/compromise has been acted upon and husband and wife alongwith their children are residing happily in one house and presently there is no dispute, whatsoever. Petitioner and respondent no.2 both were



present in the Court and the compromise/settlement was reduced into writing and was also cross-signed by both the parties along with their respective counsels and attested by Dr. Deepak Jindal, Mediator.

In view of the above, the present application is allowed and permission is granted to compound the offence under Section 498-A of IPC.

MAIN CASE

1. Prayer in the instant petition is for setting aside the Judgment dated 27.08.2014 passed by learned Additional Sessions Judge, Fatehgarh Sahib and judgment dated 13.06.2014 passed by learned Judicial Magistrate Ist Class, Amloh.

2. In view of the compromise arrived at between the parties and in view of the ratio of law laid down by the Hon’ble Supreme Court in *Gian Singh vs. State of Punjab and others, (2012) 10 SCC 303* and *The State of Madhya Pradesh vs. Laxmi Narayan and others (2019) 5 SCC 688*, and a two Judge Bench of the Hon’ble Supreme Court in *Ramgopal and another vs. State of Madhya Pradesh 2021 SCC online SC 834*, the present revision petition stands allowed and FIR No.96 dated 12.09.2010 registered under Sections 406, 498-A IPC at Police Station Amloh along with judgment dated 27.08.2014 passed by learned Additional Sessions Judge, Fatehgarh Sahib and judgment dated 13.06.2014 passed by learned Judicial Magistrate Ist Class, Amloh and all the subsequent proceedings arising therefrom are hereby quashed qua the petitioner.

May 20, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |