



241 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28893-2024 (O&M)
Date of decision: 19.07.2024

SAHIL BATTA AND ANOTHER ...PETITIONERS
V/S

STATE OF PUNJAB AND ANOTHER ..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Anmol Prashar, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.40 dated 13.06.2023 under Sections 406 and 498-A of IPC registered at Police Station Women, District Police Commissionerate Amritsar (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 05.03.2024 (Annexure P-2).

2. The following order was passed on 31.05.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.40 dated 13.06.2023 under Sections 406 and 498-A of IPC registered at Police Station Women, District Police Commissionerate Amritsar (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 05.03.2024 (Annexure P-2).

Notice of motion.

At this stage, on the asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of respondent No.1-State. Copy of the paper book be supplied to him during the course of day.

Adjourned to 19.07.2024.



In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within four weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get recorded their statements 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 i.e. 19.07.2024.

Learned counsel for the petitioners is directed to ensure the presence of respondent No.2, at the time of recording the statement.

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

3. In compliance of the aforesaid order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.
4. 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 (CrI.) 1052**, this petition is allowed and FIR No.40 dated 13.06.2023 under Sections 406 and 498-A of IPC registered at Police Station Women, District Police Commissionerate Amritsar (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

July 19, 2024
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(HARPREET SINGH BRAR)
JUDGE

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