

CRM-M-34042-2024
Date of decision: 23.08.2024

...PETITIONER

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

Present: Mr. Abhay Gupta, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. Sahil Siddharth Jain, Advocate for
Mr. Rohit Singla, 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.0251 dated 02.08.2022 under Sections 323/498-A/506 of IPC registered at Police Station Dera Bassi, District SAS Nagar, Mohali (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 03.07.2024 (Annexure P-2).

2. The following order was passed on 18.07.2024 :-

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0251 dated 02.08.2022 under Sections 323/498-A/506 of IPC registered at Police Station Dera Bassi, District SAS Nagar, Mohali (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 03.07.2024 (Annexure P-2).

Notice of motion for 23.08.2024.

At this stage, on the asking of the Court, Mr. Subhash Godara, Addl.A.G., Punjab accepts notice on behalf of respondent No.1-State and Mr. Rohit Singla, Advocate accepts notice for respondent No.2 and files his vakalatnama and admits to the



factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

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 i.e. 23.08.2024.

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 (Crl.) 1052**, this petition is allowed and FIR No.0251 dated 02.08.2022 under Sections 323/498-A/506 of IPC registered at Police Station Dera Bassi, District SAS Nagar, Mohali (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

August 23, 2024
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(HARPREET SINGH BRAR)
JUDGE

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