



**CRM-M-36815-2023 (O&M) - 1 -
CRM-M-4693-2024 (O&M)**

**302 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Date of Decision: 08.05.2024

1. CRM-M-36815-2023 (O&M)

SANJEEV KUMAR JAKHU ... PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

2. CRM-M-4693-2024 (O&M)

BALWINDER KUMAR AND ANOTHER ... PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Navjot Singh, Advocate for the petitioners.

Mr. Davinder Bir Singh, Sr. DAG, Punjab.

None for respondent No.2.

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HARPREET KAUR JEEWAN, J. (ORAL)

**[1] The present petitions have been filed under Section 482 Cr.P.C.
for quashing of FIR No.17 dated 07.05.2021, registered at Police Station
NRI, District Ludhiana, under Sections 406, 498-A and 420 of the IPC read
with Section 120-B thereof and all the consequential proceedings arising
therefrom, on the basis of Settlement/Agreement dated 04.07.2023**



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(Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioners *inter alia* contends that the FIR was registered at the instance of respondent No.2, who got married to petitioner-Sanjeev Kumar Jakhu (in CRM-M-36815-2023) whereas petitioner No.1-Balwinder Kumar and petitioner No.2-Sudesh Kumari (in CRM-M-4693-2024) are father-in-law and mother-in-law of complainant-Sonia Rani. As per the Settlement/Agreement dated 04.07.2023 (Annexure P-2), matter stands settled in the Mediation and Conciliation Center of this Court *inter se* the parties and no dispute is left. As such, respondent No.2 does not want to take any action in the present FIR.

[3] Vide orders dated 18.01.2024 and 31.01.2024, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[4] As per the report dated 27.03.2024, received from the learned Judicial Magistrate First Class, Ludhiana the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioners have not been declared as “Proclaimed Offender”. No other criminal case is pending against them.

[5] Learned State counsel has not raised any objection regarding the acceptance of the present petitions.

[6] Keeping in view the facts and circumstances of the case; the fact that the matrimonial dispute between the parties stands settled and



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compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in *Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543* and the decision of Hon'ble the Full Bench of this Court in *Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052*, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[7] Consequently, these petitions are allowed and FIR No. 17 dated 07.05.2021, registered at Police Station NRI, District Ludhiana, under Sections 406, 498-A and 420 of the IPC read with Section 120-B thereof and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[8] However, respondent No.2 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise dated 04.07.2023 are violated.

[9] Pending miscellaneous application(s), if any, shall also stand disposed of.

08.05.2024
Janki

(HARPREET KAUR JEEWAN)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No