



CRM-M-37199-2023 (O&M) - 1 -

291 IN THE HIGH COURT OF PUNJAB AND HARYANA
123 AT CHANDIGARH

CRM-34420-2024 IN/&
CRM-M-37199-2023 (O&M)
DATE OF DECISION : 29.08.2024

NAVKIRAN SINGH ... PETITIONER

V/S

STATE OF U.T. CHANDIGARH AND ANOTHER
... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Petitioner-in person.

Ms. Vasundhara Dalal Anand, Addl. P.P. U.T. Chandigarh.

Mr. Vishal Sharma, Advocate for
Mr. Yoginder Nagpal, Advocate for respondent No.2.

* * * *

HARPREET KAUR JEEWAN, J. (ORAL)

CRM-34420-2024

[1] This is an application for placing on record the amended memo of parties. The same is allowed to be taken on record.

[2] The names of petitioner Nos. 2 to 7 be struck off from the array of parties.

[3] Disposed of.

Main case

[4] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 78 dated 15.10.2022, registered at Police Station Women, Chandigarh, under Sections 406 and 498-A of IPC on the basis of Settlement/Agreement dated 04.01.2023 (Annexure P-3) executed between



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the parties.

[5] The petitioner contends that the FIR was registered due to a matrimonial dispute between him and his wife-respondent No.2 and now they have effected a compromise in the Mediation and Conciliation Centre of this Court vide Settlement/Agreement dated 04.01.2023 (Annexure P-3) . The parties have decided to part ways by filing a joint petition for divorce under Section 13-B of the Hindu Marriage Act, 1955. Respondent No.2 has received full and final amount of the permanent alimony and as such, respondent No.2 does not want to take any action in the present FIR.

[6] Learned counsel appearing on behalf of respondent No. 2 has confirmed the factum of compromise between the parties.

[7] On 15.11.2023, the parties were directed to appear before the trial Court/Illaqa Magistrate for recording of their statements regarding the compromise.

[8] As per the report dated 30.07.2024, received from the learned Judicial Magistrate First Class, Chandigarh, the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioner has not been declared as “Proclaimed Offender”.

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

[10] The matrimonial dispute between the parties stands settled. Keeping in view the fact that the 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



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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.

[11] Consequently, this petition is allowed and FIR No. 78 dated 15.10.2022, registered at Police Station Women, Chandigarh, under Sections 406 and 498-A of IPC and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[12] 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 04.01.2023 are violated.

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

29.08.2024

Janki

**(HARPREET KAUR JEEWAN)
JUDGE**

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