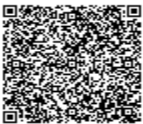


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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38614-2024 (O&M)
Date of decision: 12.09.2024

Sanjeev Kumar and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR JUSTICE HARPREET SINGH BRAR

Present: Mr. Mayur Singla, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.21 dated 13.03.2019 under Sections 406 & 498-A of the Indian Penal Code, 1860 (for short 'IPC') (Section 201 of IPC added later on), registered at Police Station Women Cell, Patiala and all subsequent proceedings arising therefrom on the basis of statements recorded at first motion in the petition filed under Section 13-B of Hindu Marriage Act, 1955 (Annexure P-2).

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2. The following order was passed on 12.08.2024: -

“...This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.21 dated 13.03.2019 under Sections 406 & 498-A of IPC (Section 201 of IPC added later on), registered at Police Station Women Cell, Patiala (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of statements recorded at first motion in the petition filed under Section 13-B of Hindu Marriage Act, 1955 (Annexure P-2).

Notice of motion for 12.09.2024.

At this stage, on asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab accepts notice on behalf of respondent No.1-State. Copy of the paper book be supplied to him during the course of day.

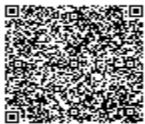
Learned counsel for the petitioners undertakes to secure presence of respondent No.2 at the time of recording the statement.

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.

A copy of the order be sent to learned trial

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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.21 dated 13.03.2019 under Sections 406 & 498-A of IPC (Section 201 of IPC added later on), registered at Police Station Women Cell, Patiala and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

12.09.2024
vishnu

[HARPREET SINGH BRAR]
JUDGE

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