



FIR No.39 dated 19.04.2016 under Sections 363/366/120-B of IPC and subsequently, Sections 376/498-A of IPC were added, registered at Police Station Kot Ise Khan, District Moga Punjab (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise and statement of respondent No.2 (Annexures P-2, P-9 & P-11).

Learned counsel for the petitioners submits that the victim has unfortunately passed away and the compromise has been effected by the husband of the victim, who is the complainant in the present case.

Notice of motion for 30.09.2024.

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 seeks time to verify the veracity of the compromise arrived between the parties.

Mr. Amandeep Singh, Advocate accepts notice for respondent No.2 and files his power of attorney which is taken on record.

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. 30.09.2024.

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



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.39 dated 19.04.2016 under Sections 363/366/120-B of IPC and subsequently, Sections 376/498-A of IPC were added, registered at Police Station Kot Ise Khan, District Moga Punjab (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

September 30, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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