

CRM-M-41042-2024
Date of decision: 23.09.2024

...PETITIONER

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

Present: Mr. R.V.S. Chugh, Advocate
for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

Ms. Harpreet Kaur Arora, Advocate
for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 528 of BNSS read with Section 482 Cr.P.C. seeking quashing of FIR No.70 dated 13.04.2024 under Sections 498-A & 406 of IPC, registered at Police Station City-2 Mansa, District Mansa (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 17.08.2024 (Annexure P-2).
2. The following order was passed on 22.08.2024 :-

“This petition has been filed under Section 528 of BNSS read with Section 482 Cr.P.C. seeking quashing of FIR No.70 dated 13.04.2024 under Sections 498-A & 406 of IPC, registered at Police Station City-2 Mansa, District Mansa (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 17.08.2024 (Annexure P-2).

Notice of motion for 23.09.2024.

At this stage, on asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab accepts notice on behalf of respondent No.1-State and Ms. Harpreet Kaur Arora, Advocate accepts notice for respondent No.2 and files her Vakalatnama, 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.

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.70 dated 13.04.2024 under Sections 498-A & 406 of IPC, registered at Police Station City-2 Mansa, District Mansa (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

September 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 |