



CRM-M-41361-2024 (O&M) - 1 -

307 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-41361-2024 (O&M)  
DATE OF DECISION : 26.09.2024

SAMARVEER SINGH ... PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

**CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Rahul Rana, Advocate for  
Mr. Vikas Kumar Gupta, Advocate for the petitioner.

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

Mr. Rahul Verma, Advocate for  
Mr. Amit Singla, Advocate for respondent No.2.

\* \* \* \*

**HARPREET KAUR JEEWAN, J. (ORAL)**

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.0078 dated 18.06.2019, registered at Police Station Mahilpur, District Hoshiarpur under Sections 498-A and 406 IPC, on the basis of a compromise deed dated 06.08.2024 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioner *inter alia* contends that the FIR was registered due to matrimonial dispute between the petitioner and respondent No.2. Now the matter has been resolved between the parties. The parties have effected a compromise dated 06.08.2024 (Annexure P-2).

As per the terms of compromise, they will file a petition under Section 13-B



CRM-M-41361-2024 (O&M)

- 2 -

of the Hindu Marriage Act for dissolution of marriage. It has also been agreed that custody of the minor female child of the parties would remain with the mother-Respondent No.2. Respondent No.2 does not want to take any action in the present FIR.

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

[4] On 27.08.2024, the parties were directed to appear before the trial Court/Illaqa Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 18.09.2024, received from the learned Sub-Divisional Judicial Magistrate, Garhshankar 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".

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

[7] 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 **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.

**CRM-M-41361-2024 (O&M)****- 3 -**

[8] Consequently, this petition is allowed and FIR No. 0078 dated 18.06.2019, registered at Police Station Mahilpur, District Hoshiarpur under Sections 498-A and 406 IPC and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[9] 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 are violated.

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

**26.09.2024**

Janki

**(HARPREET KAUR JEEWAN)  
JUDGE**

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