



CRM-M-43493-2024 (O&M)

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225 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-43493-2024 (O&M)

Date of decision: 18.10.2024

SUBODH SINGH

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. S.R. Chaudhary, Advocate
for the petitioner.

Mr. Rishabh Singla, AAG Punjab.

Mr. Ajay Kumar, Advocate
for respondent No. 2.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') seeking quashing of FIR No.45 dated 08.07.2023 under Sections 406 & 498-A of IPC, registered at Police Station Women Cell, Phase 8, District SAS Nagar (Mohali) (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 22.07.2024 (Annexure P-2).

2. The following order was passed on 16.09.2024:

"This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') seeking quashing of FIR No.45 dated 08.07.2023 under Sections 406 & 498-A of IPC, registered at Police Station Women Cell, Phase 8, District SAS Nagar (Mohali) (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 22.07.2024 (Annexure P-2).

Notice of motion for 18.10.2024.

At this stage, on asking of the Court, Mr. Rishabh Singla, AAG Punjab accepts notice on behalf of respondent No.1-State and Mr. Ajay Kumar, Advocate accepts notice for respondent



No.2 and files his 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/Illaqa Magistrate within two weeks from today or any other date convenient to the trial Court/Illaqa Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaqa 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/Illaqa 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.45 dated 08.07.2023 under Sections 406 & 498-A of IPC, registered at Police Station Women Cell, Phase 8, District SAS Nagar (Mohali) (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioner.

October 18, 2024

Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

(i) Whether speaking/reasoned
(ii) Whether reportable

Yes/No
Yes/No