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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-45229-2024 (O&M)
Date of decision: 16.10.2024

Ashok Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR JUSTICE HARPREET SINGH BRAR

Present: Mr. Navinder Jit Singh Dandiwal, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

Mr. K.S. Saini, Advocate for
Mr. Narinder Saini, Advocate for respondent No.2.

HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.45 dated
21.07.2023 under Section 498-A of the Indian Penal Code, 1860 (for short
'IPC'), registered at Police Station Jhander, District Amritsar (Annexure P-
1) along with all subsequent proceedings arising therefrom on the basis of
compromise dated 14.12.2023 (Annexure P-2).

2. The following order was passed on 12.09.2024: -

2024:PHHC:135256



“This petition has been filed under Section 528 of BNSS seeking quashing of FIR No.45 dated 21.07.2023 under Section 498-A of IPC registered at Police Station Jhander, District Amritsar (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 14.12.2023 (Annexure P-2).

Notice of motion for 16.10.2024.

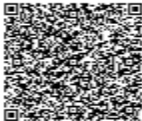
At this stage, on the asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of respondent No.1-State and Mr. Narinder Saini, Advocate accepts notice for respondent No.2 and files his power of attorney and admits to the factum of compromise. Copy of the paper book be supplied to 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.45 dated 21.07.2023 under Section 498-A of IPC, registered at Police Station Jhander, District Amritsar and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

16.10.2024
vishnu

[HARPREET SINGH BRAR]
JUDGE

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