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236 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-49203-2024 (O&M)

Date of Decision: 04.11.2024

JAGROOP KAUR AND OTHERS

...Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: None for the private parties.

Mr. Sandeep Kumar, DAG Punjab.

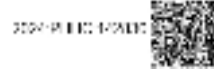
Harpreet Singh Brar J.(Oral)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.302 dated 20.10.2015 under Sections 363/366(A)/506 of IPC (Section 376 of IPC deleted) registered at Police Station Patti, District Tarn Taran (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 24.05.2022 (Annexure P2).

2. The following order was passed on 03.10.2024:

“This second petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.302 dated 20.10.2015 under Sections 363/366(A)/506 of IPC (Section 376 of IPC deleted) registered at Police Station Patti, District Tarn Taran (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 24.05.2022 (Annexure P2).

Learned counsel for the petitioners inter alia contends that petitioner No.6 and respondent No.3 have performed love marriage and both of them are now cohabiting together as husband and wife. Reliance has been placed upon the judgment of the Hon'ble Supreme Court passed in 'K. Dhandapani Vs. The State by The Inspector of Police' 2022 SCC



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Online SC 1056 and full Bench judgment of the Delhi High Court passed in 'Lajja Devi Vs. State' 2012 (4) CCR 72.

Notice of motion for 04.11.2024.

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. Dinesh Mahajan, Advocate accepts notice for respondents No.2 & 3 and files his vakalatnama and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

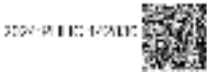
In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial 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.302 dated



20.10.2015 under Sections 363/366(A)/506 of IPC (Section 376 of IPC deleted) registered at Police Station Patti, District Tarn Taran (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

04.11.2024
Ajay Goswami

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No