



CRM-M-49655-2024 (O&M) - 1 -

273 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-49655-2024(O&M)  
Date of Decision: 28.10.2024

SUKHDEEP SINGH AND ANOTHER ... PETITIONERS  
V/S  
STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Ishan Gupta, Advocate for the petitioners.

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

Ms. Palvi, Advocate for respondent No. 2.

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HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) for quashing of FIR No.117 dated 30.08.2016 under Sections 406, 498-A IPC registered at Police Station Women, Commissionerate Jalandhar and all consequential proceedings arising therefrom on the basis of the compromise deed dated 18.09.2024 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioners *inter alia* contends that the FIR was registered at the instance of respondent No. 2 due to matrimonial dispute between petitioner No.1 and respondent No.2, which stands resolved now. The petitioner No.1 and respondent No.2 have agreed to part ways by filing a petition under Section 13-B of Hindu Marriage Act for dissolution of marriage.

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

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[4] On 04.10.2024, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 23.10.2024, received from the learned Judicial Magistrate First Class, Jalandhar the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioners have not been declared as “Proclaimed Offender” and they are not involved in any other criminal case.

[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.

[8] Consequently, this petition is allowed and FIR No. 117 dated 30.08.2016 under Sections 406, 498-A IPC registered at Police Station Women, Commissionerate Jalandhar and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[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



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compromise are violated.

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

**28.10.2024**

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**(HARPREET KAUR JEEWAN)**

**JUDGE**

*Whether speaking/reasoned : Yes/No*

*Whether reportable : Yes/No*