

CRM-M-50644-2024
Date of decision: 19.11.2024

...PETITIONERS

STATE OF UT CHANDIGARH AND ANOTHER

...RESPONDENTS

Present: Ms. Baljeet Kaur Bhullar, Advocate
for the petitioners.

Mr. Rajeev Anand, Addl. P.P., UT Chandigarh.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of FIR No.177 dated 23.12.2019 under Sections 406 & 498-A of IPC, registered at Women Police Station Sector-17, Chandigarh (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 10.09.2024 (Annexure P-2).
2. The following order was passed on 15.10.2024 :-

“This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of FIR No.177 dated 23.12.2019 under Sections 406 & 498-A of IPC, registered at Women Police Station Sector-17, Chandigarh (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 10.09.2024 (Annexure P-2).

Notice of motion for 19.11.2024.

At this stage, on asking of the Court, Mr. Rajeev Anand, APP, U.T. Chandigarh accepts notice on behalf of respondent No.1-State. Copy of the paper book be supplied to him during course of the day.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaga 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.

Learned counsel for the petitioners undertakes to secure presence of respondent No.2 at the time of recording the statement in terms of the compromise.

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.177 dated 23.12.2019 under Sections 406 & 498-A of IPC, registered at Women Police Station Sector-17, Chandigarh (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

November 19, 2024
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(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |