

CRM-M-52635-2024
Date of decision: 25.11.2024

...PETITIONERS

...RESPONDENTS

Mr. Utkarsh Sheoran, Advocate for respondent Nos.2 and 3.

HARPREET SINGH BRAR, J. (ORAL)

2. The following order was passed on 23.10.2024 :-

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.38 dated 11.04.2015 under Sections 406, 498-A, 313, 506 of IPC, registered at Police Station Sultanpur, District Kapurthala (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 09.10.2024 (Annexure P-2).

Learned counsel for the petitioners, inter alia, contends that initially, FIR (supra) was registered against three persons, including Sunita Mehta, mother-in-law of complainant-respondent No.3, however, she expired after registration of FIR (supra) and the compromise has been effected between the petitioners and respondents No.2 & 3.

Notice of motion for 25.11.2024.

At this stage, on asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab accepts notice on behalf of respondent No.1-



State and Mr. Utkarsh Sheoran, Advocate accepts notice for respondents No.2 & 3 and files his Vakalatnama, which is taken on record. Copy of the paper book be supplied to them during course of the day.

Service is complete.

In the meanwhile, the parties are directed to appear before learned trial Court/Illaqa Magistrate within two weeks from today or any other date convenient to learned 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 this 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.38 dated 11.04.2015 under Sections 406, 498-A, 313, 506 of IPC, registered at Police Station Sultanpur, District Kapurthala (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

November 25, 2024
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(HARPREET SINGH BRAR)
JUDGE

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