



CRM-M-57005-2024 (O&M)

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238 IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

CRM-M-57005-2024 (O&M)

Date of Decision: 16.12.2024

AMAN THAPAR AND OTHERS

...Petitioners

Versus

NIKITA THAPAR

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Sahil Thakur, Advocate for  
Mr. Manuj Nagrath, Advocate for the petitioners.

Mr. Anmol Jindal, Advocate for respondent.

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**HARPREET SINGH BRAR J.(ORAL)**

1. This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of complaint bearing No.COMI/651/2019 dated 28.08.2019 under Sections 498-A & 406 of the Indian Penal Code, 1860 (for short 'IPC') read with Section 34 of IPC, titled as 'Nitika Thapar Vs. Aman Thapar and others' (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 03/07.10.2024 (Annexure P-2).

2. The following order was passed on 18.11.2024:

*"This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of complaint bearing No.COMI/651/2019 dated 28.08.2019 under Sections 498-A & 406 of the Indian Penal Code, 1860 (for short 'IPC') read with Section 34 of IPC, titled as 'Nitika Thapar Vs. Amar Thapar and others' (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 03/07.10.2024 (Annexure P-2).*

*Notice of motion.*



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*Mr. Anmol Jindal, Advocate accepts notice on behalf of the respondent and files Power of Attorney in the Court today, which is taken on record. Copy of the paper book be supplied to him during course of the day.*

*Service is complete.*

*Adjourned to 16.12.2024.*

*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 complaint bearing

No.COMI/651/2019 dated 28.08.2019 under Sections 498-A & 406 of the

Indian Penal Code, 1860 (for short ‘IPC’) read with Section 34 of IPC, titled as ‘*Nitika Thapar Vs. Aman Thapar and others*’ (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)

JUDGE

16.12.2024

Ajay Goswami

|                                  |               |
|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether Reportable</i>        | <i>Yes/No</i> |