

CRM-M-57757-2024
Date of decision: 16.12.2024

V/S

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Jaideep Verma, Advocate for the petitioners.
Mr. Sandeep Kumar, DAG, Punjab.
Mr. Himanshu Chhabra, Advocate for respondent No.2.

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.150 dated 26.08.2022 under Sections 406, 498-A, 354 of the Indian Penal Code, 1860, registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 09.09.2024 (Annexure P-2).

2. The following order was passed on 20.11.2024 :-

“This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of FIR No.150 dated 26.08.2022 under Sections 406, 498-A, 354 of the Indian Penal Code, 1860, registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 09.09.2024 (Annexure P-2).

Notice of motion.

At this stage, on asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of respondent No.1-State and Mr. Himanshu Chhabra, Advocate accepts notice for respondent No.2 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.

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 FIR No.150 dated 26.08.2022 under Sections 406, 498-A, 354 of the Indian Penal Code, 1860, registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

December 16, 2024
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(HARPREET SINGH BRAR)
JUDGE

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