

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-58807-2024 (O&M)
Date of Decision: 17.12.2024

...Petitioners

Versus

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Nakul Sharma, Advocate
for the petitioners.

Mr. Nitesh Sharma, DAG, Punjab.

Ms. Annu, Advocate for respondent No.2-complainant.

HARPREET SINGH BRAR, J. (ORAL)

CRM-46612-2024

Application for exemption is allowed as prayed for.

CRM-M-58807-2024

1. This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.21 dated 23.09.2024 under Sections 498-A, 406, 34 of the Indian Penal Code, 1860, registered at Police Station NRI, District Ferozepur (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 14.11.2024 (Annexure P-2).

2. The following order was passed on 25.11.2024:-

*“This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.21
dated 23.09.2024 under Sections 498-A, 406, 34 of the Indian Penal
Code, 1860, registered at Police Station NRI, District Ferozepur
(Annexure P-1) along with all subsequent proceedings arising*

therefrom on the basis of compromise dated 14.11.2024 (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. Amandeep Singh Punia, Advocate accepts notice for respondent No.2 and files Power of Attorney, which is taken on record. Copy of the paper book be supplied to them during course of the day.

Service is complete.

Adjourned to 17.12.2024.

In the meanwhile, the parties are directed to appear before learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to learned 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.

As prayed for, since petitioner No.3 and respondent No.3 are residing abroad, learned trial Court/Illaq Magistrate is directed to record their statements in terms of the compromise (Annexure P-2) through their respective General Power of Attorney holders.

A copy of this 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.21 dated 23.09.2024 under Sections 498-A, 406, 34 of the Indian Penal Code, 1860, registered at Police Station NRI,**

District Ferozepur (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

17.12.2024
Parveen kumar

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned :Yes/No
Whether reportable :Yes/No