



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

CRM-M-59497-2024

Date of Decision: 17.12.2024

Lovepreet Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Aditya Sharma, Advocate for the petitioner.

Mr. Nitesh Sharma, DAG, Punjab.

Mr. Akincham Aggarwal, Advocate for
Mr. Kartikey Chopra, Advocate for respondent No.2-complainant.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita seeking quashing of FIR No.108 dated 15.11.2021
under Section 498-A of IPC, 1860 registered at Police Station Bajakhana,
District Faridkot (Annexure P-1) along with all subsequent proceedings arising
therefrom on the basis of compromise.

2. The following order was passed on 28.11.2024:-

*“This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.108
dated 15.11.2021 under Section 498-A of the Indian Penal Code,
1860, registered at Police Station Bajakhana, District Faridkot
(Annexure P-1) along with all subsequent proceedings arising
therefrom on the basis of judgment dated 15.07.2024 passed in the
petition under Section 13-B of Hindu Marriage Act, 1955 (Annexure
P-2).*

Notice of motion.

*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. Kartikey Chopra, 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.

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.108 dated 15.11.2021 under Section 498-A of IPC, 1860 registered at Police Station Bajakhana, District Faridkot (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.***

17.12.2024
Parveen kumar

(HARPREET SINGH BRAR)
JUDGE

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