



CRM-M-64671-2023 (O&M)

- 1 -

263 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-64671-2023 (O&M)

DATE OF DECISION : 30.07.2024

PARAMJIT SINGH NATT AND OTHERS ... PETITIONERS

V/S

STATE OF HARYANA AND OTHERS ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Rishab Garg, Advocate for
 Mr. Aayush Gupta, Advocate for the petitioner.
 Mr. Pawan Kumar Jhanda, DAG Haryana.
 Mr. G.S.Grewal, Advocate for respondent Nos.2 & 3.

* * * *

HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 0044 dated 13.06.2016, registered at Police Station Women District Yamuna Nagar under Sections 323, 406, 420, 498-A and 506 of the IPC (Section 120-B and 494 thereof were added later on), as well as the summoning order dated 13.10.2021 (Annexure P-2) passed by the Court of Judicial Magistrate Ist Class, Yamuna Nagar, on the basis of compromise dated 04.11.2023 and 04.12.2023 (Annexures P-3 and P-4) between the parties.

[2] Learned counsel for the petitioners contends that the FIR was registered due to a matrimonial dispute between the husband-Rajwinder Singh Natt (petitioner No. 3) and the wife-Parmeet Kaur (respondent No. 3). After the investigation the police had presented the cancellation report before the trial Court. However, respondent No. 2 filed a protest petition and the trial Court summoned the petitioners under Sections 323, 406, 420,

**CRM-M-64671-2023 (O&M)****- 2 -**

498-A and 506 of the IPC read with Section 120-B thereof and petitioner No. 3 was also summoned under Section 494 IPC, vide summoning order dated 13.10.2021 (Annexure P-2). After passing of the summoning order and during the pendency of the quashing petition, written compromise/settlement dated 04.11.2023 and 04.12.2023 (Annexures P-3 and P-4, respectively) were executed between the parties. The parties have settled that a sum of Rs.42,00,000/- will be given as settlement of maintenance to respondents No. 2 and 3. In pursuance to the said settlements, a joint petition by way of mutual consent for divorce under Section 13 (B) of the Hindu Marriage Act, 1955, has already been filed and 50% of the settled amount has already been paid to respondent No. 3 (wife).

[3] Learned counsel appearing on behalf of respondent Nos. 2 and 3 has confirmed the factum of compromise between the parties.

[4] As per the order dated 24.01.2024, the parties were directed to appear before the trial Court/Duty Magistrate for recording of their statements.

[5] As per the report of learned Judicial Magistrate First Class, Yamuna Nagar at Jagadhri, the statement of the complainant-victim Manjit Kaur and Parmeet Kaur as well as statement of the petitioner has been recorded.

[6] Learned State counsel has informed that even a cancellation report has been submitted initially.

[7] Learned State counsel has not raised any objection regarding the acceptance of the present petition.



CRM-M-64671-2023 (O&M)

- 3 -

[8] In view of the facts and circumstances of the case and in view the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in *Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543* and the decision of Hon'ble the Full Bench of this Court in *Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052*, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[9] Consequently, this petition is allowed and FIR No.0044 dated 13.06.2016, registered at Police Station Women District Yamuna Nagar under Sections 323, 406, 420, 498-A and 506 of the IPC (Section 120-B and 494 thereof were added later on), as well as the summoning order dated 13.10.2021 (Annexure P-2) passed by the Court of Judicial Magistrate Ist Class, Yamuna Nagar and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[10] Pending miscellaneous application(s), if any, shall also stand disposed of.

30.07.2024

Janki

(HARPREET KAUR JEEWAN)
JUDGE*Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*