

2024:PHHC:169000



272

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-60677-2024 (O&M)
Date of decision: 17.12.2024

Amandeep Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR JUSTICE HARPREET SINGH BRAR

Present: Mr. G.S. Sandhu, Advocate
for the petitioners.

Mr. Nitesh Sharma, DAG, Punjab.

Mr. Sandeep Godara, Advocate
for respondents No.2 & 3.

HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.61 dated
22.09.2023 under Section 498-A of IPC, registered at Police Station Women
Cell, Bathinda (Annexure P-1) along with all subsequent proceedings arising
therefrom on the basis of compromise dated 22.10.2024 (Annexure P-2).

2024:PHHC:169000



2. The following order was passed on 03.12.2024: -

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.61 dated 22.09.2023 under Section 498-A of IPC registered at Police Station Women Cell, Bathinda (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 22.10.2024 (Annexure P-2).

Notice of motion for 17.12.2024.

At this stage, on the asking of the Court, Mr. Subhash Godara, Addl.A.G., Punjab accepts notice on behalf of respondent No.1-State and Mr. Sandeep Godara, Advocate accepts notice for respondents No.2 & 3 and files his vakalatnama and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within one week from today or any other date convenient to the 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 the order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

2024:PHHC:169000



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.61 dated 22.09.2023 under Section 498-A of IPC, registered at Police Station Women Cell, Bathinda and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

[HARPREET SINGH BRAR]
JUDGE

17.12.2024
vishnu

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