



226-2 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRWP-6495-2024
Date of Decision: 27.01.2025

Mangat Khan and another ...Petitioners

Versus

State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: None for the petitioners.

Mr. Amandeep Singh Samra, AAG, Punjab.

Ms. Apurva Walia, Advocate for
Mr. Saurav Bhatia, Advocate
for respondent No.5.

SANJAY VASHISTH, J. (ORAL)

1. Instant petition has been filed under Article 226/227 of the Constitution of India seeking direction to respondent Nos.3 and 4 to not to harass the petitioners at the hands of private respondent No.5.

2. Vide order dated 02.09.2024 passed by a co-ordinate Bench in connected case i.e. CRWP-6037-2024, matter was referred before the Mediation and Conciliation Centre of this Court for the purpose of reconciliation. Report of the mediator is received which reveals that parties have settled their dispute by way of amicable settlement/agreement dated 05.09.2024. The said settlement/agreement in original is available on the record, having been signed by all the parties and witnesses. For convenience, the same is reproduced here-in-under:-

“1. *As per petition (CRWP-6037-2024) titled 'Parwinder Kaur and another versus State of Punjab and others', marriage of*

Parwinder Kaur of the first party was solemnized with Karam Singh-respondent No.4 of the second party about 16 years back and a male child was born out of this wedlock, who is about 15 years old. Petitioner-Parwinder Kaur of the first party left her matrimonial home on 19.06.2024, alleging harassment at the hands of her husband, Jeth and Jethani. Hanif Khan of the first party provided her space at his home and thereafter, they both started living together at the house of Hanif Khan of the first party, who was living with his wife-Rajjia-respondent No.11 and a 16 years old son namely, Rehan. Both Rajjia and Rehan had no objection to the act of Hanif Khan of the first party providing shelter and food to Parwinder Kaur of the first party, who had come there with her own free will. Parwinder Kaur and Hanif Khan of the first party had made a representation dated 22.06.2024, to the police to provide them security against private respondents/second party, who were issuing life threats to them. As the police failed to act, the instant petition for protection was filed by the first party.

2. *The matter was referred to the Mediation & Conciliation Centre vide order dated 02.09.2024, passed by Hon'ble Court and the undersigned (Arun Kumar Bakshi, Advocate) was appointed Mediator by the Mediation & Conciliation Centre today itself.*

3. *Today, joint as well as separate meetings/sessions were held with both the parties during the process of Conciliation/Mediation today itself. The parties have with the assistance of the Mediator/Conciliator voluntarily arrived at an amicable solution resolving the above mentioned disputes and differences.*

4. *The parties hereto confirm and declare that they have voluntarily and of their own free will arrived at this Settlement/Agreement in the presence of the Mediator/Conciliator. The present Settlement/Agreement has been executed without any pressure or undue influence upon each other by either of the parties.*

5. *As informed by the parties, apart from the present CRWP, one application was filed by Karam Singh of the second party to the police on 20.06.2024, which is still pending.*

6. *The following settlement has been arrived at between the parties hereto:*

a) *That Parwinder Kaur of the first party has agreed to return back to go her matrimonial home to live peacefully with her husband-*

Karam Singh and her in-laws. She is joining the company of her husband-respondent No.4, today itself from this Mediation & Conciliation Centre. Hanif Khan of the first party is agreeable to this proposal. Karam Singh-respondent No.4, Lakhvir Singh-respondent No.5 and Narinder Kaur-respondent No.8 of the second party have also agreed to the abovesaid averments.

b) That Hanif Khan of the first party has agreed to live with his own family I.e. wife and child as before and has agreed not to have any kind of contact with Parwinder Kaur of the first party in future and hence not to interfere in her matrimonial life.

c) That both the parties have further agreed that Karam Singh of the second party and his family members will withdraw application/complaint given to the police and as a consequence of this compromise, will not press any allegation against Hanif Khan and Parwinder Kaur of the first party.

d) That both Hanif Khan and Parwinder Kaur of the first party have mutually agreed not to have any contact whatsoever with each other throughout their life.

e) That it is also agreed between both the parties that Parwinder Kaur of the first party had left her home and taken shelter at the house of Hanif Khan of the first party with her own free will.

f) That both the parties have agreed that the instant petition may be disposed of in terms of this settlement/compromise.

g) Both the parties have agreed that they and their family members will obey/carry out the present settlement/agreement in all fairness.

7. By signing this agreement the parties hereto state that they have no further claims or demands against each other with respect to the suit/claim/proceedings filed by them and all the disputes and differences in this regard have been amicably settled by the parties hereto through the process of Conciliation/Mediation and shall not institute any other case against each other with reference to the present dispute.

8. That the parties undertake before the Hon'ble Court to abide by the terms and conditions set out in the agreement and not to dispute the same hereinafter in future.

9. That the parties to this settlement/agreement hereby state that they have read the settlement/agreement, that they have understood the contents thereof and their execution of agreement is voluntary.

10. *With the execution of this settlement/agreement, each signatory acknowledges receipt of fully executed duplicate/original of this settlement/agreement.*
11. *That it has been further agreed between the parties that in case of necessity, both the parties shall be free to present the copy of the above agreement before any authority or Court if the same is required to witness the execution of the settlement/agreement or to settle any pending controversy between the parties.”*

3. In view of the above settlement, no cause survives for the petitioners in the present petition and the same is hereby disposed of being rendered infructuous. Needless to say that parties would be abide by the terms and conditions of the settlement.

27.01.2025
Parveen kumar

(SANJAY VASHISTH)
JUDGE

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