

**IN THE HIGH COURT OF PUNJAB AND HARYANAAT
CHANDIGARH.**

**Crl. Misc. No. M-4495 of 2012 (O&M)
Date of Decision: July 31, 2012.**

Manoj Pandhi and others

.....PETITIONER(s).

VERSUS

State of Punjab and another.

.....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE RAM CHAND GUPTA

Present: Mr. P.S. Ahluwalia, Advocate
for the petitioners.

Mr. Palwinder Singh, Sr. D.A.G., Punjab.

Mr. I.P.S. Kohli, Advocate
for respondent No.2.

RAM CHAND GUPTA, J.(Oral)

The present petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.412 dated 09.09.2009 under Sections 406 and 498-A of Indian Penal Code, registered at Police Station Kotwali, District Patiala, Annexure P/1, and all other consequential proceedings arising therefrom on the basis of compromise, having been entered into between the parties.

I have heard learned counsel for the parties and have gone through the record.

It has been stated by learned counsel for the parties that dispute between the parties was matrimonial in nature and the same has since been

settled due to intervention of respectable persons and relatives from both the sides. It is also contended that pursuant to the compromise, a petition for divorce by mutual consent has also been filed by the parties and the same has also been allowed and decree of divorce has been passed.

Respondent No.2 – complainant also appeared in person with her counsel and filed reply by way of affidavit admitting the factum of compromise and stating that she is having no objection if the FIR and consequential proceedings are quashed.

In appropriate cases FIR can be quashed on the basis of compromise by exercising power under Section 482 Cr.P.C., even if the offences are not compoundable. It was so held by Full Bench of this Court in the case of **Kulwinder Singh v. State of Punjab, 2007(3) RCR (Crl.) 1052.**

Since the parties have amicably settled the matter and compromise has been effected between them due to intervention of the respectable persons and relatives from both the sides, the present petition is allowed and the impugned FIR No. 412 dated 09.09.2009 under Sections 406 and 498-A of Indian Penal Code, registered at Police Station Kotwali, District Patiala, Annexure P/1 alongwith all consequential proceedings qua petitioners Manoj Pandhi, Mukesh Pandhi, Shivani Mohindru and Ashutosh Mohindru is, hereby, quashed.

(RAM CHAND GUPTA)
JUDGE

July 31, 2012.
Sachin M.