



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

285-2

CRM-M-11095-2024

Date of decision: 11.02.2025

SIMRANJIT KAUR

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

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

Mr. Rishabh Singla, AAG, Punjab.

Mr. Armaan Gagneja, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 of Cr.P.C. seeking quashing of FIR No.91 dated 03.06.2020 under Sections 306 and 120-B of IPC, registered at Police Station Sadar Khanna, District Khanna (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 18.11.2023 (Annexure P-2).

2. Learned counsel for the petitioner *inter alia* contends that perusal of the FIR indicates that no date, time or manner has been mentioned, when the petitioner has pressurized the husband of the complainant and there are no allegations that immediately before the suicide of the husband of the complainant, the petitioner has instigated or abetted the offence under Section 306 of IPC and there is nothing on record which could attract the provisions of Section 107 of the Indian Penal Code, and *prima facie* there is no embargo in quashing of the FIR (supra).



3. The following order was passed on 04.03.2024:

“This is a petition filed under Section 482 Cr.P.C. for quashing of FIR No.91 dated 03.06.2020 registered under Sections 306/120-B IPC at Police Station Sadar Khanna, District Khanna and subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2).

Notice of motion.

On asking of the Court, Mr. I.P.S. Sabharwal, DAG, Punjab appears and accepts notice on behalf of respondent No.1, while Mr. Armaan Gagneja, Advocate, has appeared on behalf of respondent No.2 by filing his Vakalatnama.

List on 10.04.2024.

Further proceedings shall remain stayed before the trial Court.

In the meantime, the parties are directed to appear before the Illaqa Magistrate/trial Court for recording their statements qua compromise within a period of two weeks.

The Illaqa Magistrate/trial Court is directed to submit a report on or before the next date of hearing containing the following information:-

- 1. Total number and names of persons arrayed as accused.*
- 2. Whether the present petition has been filed by all the accused?*
- 3. Whether any accused is proclaimed offender?*
- 4. Whether the compromise is genuine, voluntary and without any coercion or undue influence?*
- 5. Whether the accused persons are involved in any other FIR or not? (mention complete details of FIR, if involved)*
- 6. The trial Court is also directed to record the statement of the Investigating Officer as to how many victims/complainants are there in the FIR.*
- 7. Whether all the victims/injured/complainants have been impleaded as respondents in the present petition? ”*

4. 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.

5. 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**, 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.91 dated 03.06.2020 under Sections 306 and 120-B of IPC, registered at Police Station Sadar Khanna District Khanna (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioner.

(HARPREET SINGH BRAR)
JUDGE

11.02.2025
Amandeep

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