



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

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**CRM-M No.48018 of 2021  
Date of Decision:17.03.2025**

Mangal Dass and others

... Petitioners

Versus

State of Punjab and another

... Respondents

**CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR**

Present: Mr. Gurmohan Singh Bedi, Advocate  
Mr. Pawandeep Singh, Advocate  
Ms. Ambika Bedi, Advocate  
for the petitioners.

Mr. Yuvraj Singh Tiwana, AAG, Punjab.

None for respondent No.2.

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**NAMIT KUMAR, J. (ORAL)**

1. The present petition has been filed by the petitioners under Section 482 of the Code of Criminal Procedure for quashing of complaint No.14 of 15.04.2014 titled as *Vandana Vs. Sukhwinder Singh and others* under Sections 406 and 498-A IPC, PS City, Batala (Annexure P-1) as well as judgment dated 28.01.2019 (Annexure P-3) passed by the learned SDJM at Batala, Gurdaspur whereby petitioners No.1 and 2 have been convicted for commission of offence punishable under Section 498-A IPC and sentenced to undergo rigorous imprisonment of two years each and all consequential proceedings arising therefrom on the basis of compromise dated 09.09.2020 (Annexure P-5) executed between the parties and statement of complainant/respondent No.2 dated 25.05.2021 (Annexure P-8).



2. Learned counsel for the parties have stated that the aforesaid complaint as well as judgment dated 28.01.2019 may be quashed as the parties have amicably settled the dispute.

3. During the course of preliminary hearing, the trial Court was directed to record the statements of all the concerned parties, with regard to the genuineness and validity of the compromise by this Court.

4. In compliance thereof, report dated 04.01.2022 from learned Sub-Divisional Judicial Magistrate, Batala has been received through learned District and Sessions Judge, Gurdaspur, with statements of the parties, in which, it has been mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

5. The Hon'ble Supreme Court in *Ramgopal and another versus State of Madhya Pradesh : 2021(4) RCR (Criminal) 322*, has held that in non-compoundable cases of pre-dominantly private nature, even if compromise is reached after conviction, the proceedings can be quashed under Section 482 Cr.P.C. Further, the compromise in the present case is found to be fully covered in consonance of judgments and the directions issued by the Court in *Kulwinder Singh & Ors. Vs. State of Punjab : 2007(3) RCR (Criminal) 1052* and *Gian Singh Vs. State of Punjab & Another : 2012(4) RCR (Crl.) 543*.

6. The Hon'ble Supreme Court in *A.T. Sivaperumal versus Mohammed Hyath (D) by LRs. decided on 27.03.2017*, has held that once the settlement between the parties has been arrived at, the conviction can also be set aside and the litigation too. Similar view has been taken by a Co-ordinate Bench of this Court in the case of *Jagmohan Vs. Sandeep Aggarwal and another : 2021(4) RCR (Criminal) 86*.



7. Having regard to the contentions of learned counsel for the parties and the fact that both the parties to the litigation have entered into compromise and on that basis, the present petition under Section 482 Cr.P.C. has been filed for quashing the present complaint. The compromise has been arrived at with the intervention of the respectables and family members and the parties have decided to keep harmony between them and to live peacefully in future. Hence, it would be in the interest of justice that parties are allowed to compromise the matter. Moreover, learned counsel for the parties are *ad idem* that, in view of the settlement of disputes between the parties, the present petition deserves to be accepted in this context.

8. In view of above, the instant petition is allowed. Consequently, complaint No.14 of 15.04.2014 titled as *Vandana Vs. Sukhwinder Singh and others* under Sections 406 and 498-A IPC, PS City, Batala (Annexure P-1) as well as judgment dated 28.01.2019 (Annexure P-3) passed by the learned SDJM at Batala, Gurdaspur whereby petitioners No.1 and 2 have been convicted for commission of offence punishable under Section 498-A IPC and sentenced to undergo rigorous imprisonment of two years each and all other consequential proceedings arising therefrom, are hereby quashed, on the basis of compromise, *qua* the petitioners only, subject to deposit of an amount of Rs.30,000/- as costs by the petitioners with the Punjab State Legal Services Authority within a period of two months from today.

(NAMIT KUMAR)  
JUDGE

**March 17, 2025**

Pankaj\*

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No