

## **Proforma for Compromise Quashing**

First of all for filing compromise quashing below-mentioned documentation is required:

1. Compromise Deed signed by both the parties.
2. Identity proofs of both the parties.
3. True Translated copy of FIR.

**IN THE HON'BLE HIGH COURT OF PUNJAB AND  
HARYANA AT CHANDIGARH**

CRM-M No..... 2018

Name of First Party

.....Petitioner

Versus

Name of Second Party.

.....Respondents

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Place: Chandigarh

Date:

Through Counsel

**IN THE HON'BLE HIGH COURT OF PUNJAB AND  
HARYANA, AT CHANDIGARH**

CRM-M No..... 2018

Name of First Party

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**Court fee**


Place: Chandigarh

Date:

Through Counsel

**IN THE HON'BLE HIGH COURT OF PUNJAB AND  
HARYANA AT CHANDIGARH**

CRM-M No..... 2018

Name of First Party

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.....Respondents

**Application Under Section 482 Cr.P.C. for exemption from filing  
Certified Copies and for accepting True Typed/ True Translated  
copies of Annexures.....**

**Most Respectfully Showeth:**

1. That the Applicant/Petitioner is filing the accompanying Petition before this Hon'ble High Court. The Same is likely to succeed for the grounds taken therein.
2. That the Applicant/petitioner is also attaching herewith true typed/ True Translated copies of Annexures \_\_\_\_\_. Since the matter is of an urgent nature, thus the true typed/ True Translated copies of the Annexures \_\_\_\_\_are being attached with this petition.

It is, therefore, respectfully prayed that the present Application may kindly be accepted in the interest of justice and fair play.

**Note: Affidavit is Attached**

Place: Chandigarh

Through Counsel

Date:

**IN THE HON'BLE HIGH COURT OF PUNJAB AND  
HARYANA AT CHANDIGARH**

CRM-M No..... 2018

Name of First Party

.....Petitioner

Versus

Name of Second Party.

.....Respondents

**Short Affidavit of \_\_\_\_\_ Son of \_\_\_\_\_, aged about \_\_years,  
Resident of \_\_\_\_\_**

I, the above-named Deponent do hereby solemnly affirm and declare on oath as under:

1. That the deponent is filing the accompanying Petition before this Hon'ble High Court. The Same is likely to succeed for the grounds taken therein.
  
2. That the deponent is also attaching herewith true typed/ True Translated copies of Annexures\_\_\_\_\_. Since the matter is of an urgent nature, thus the true typed/ True translated copies of the Annexures \_\_\_\_\_are being attached with this petition.

CHANDIGARH

DEPONENT

DATED:

**Verification:-**

Verified that the Contents of Paras No. 1 to 2 of my affidavit are true and correct to the best of my knowledge and belief. No Part of it is false and nothing material has been kept concealed therein.

CHANDIGARH

DEPONENT

DATED:

**IN THE HON'BLE HIGH COURT OF PUNJAB AND  
HARYANA, AT CHANDIGARH**

CRM-M No..... 2018

**MEMO OF PARTIES**

(Name of the first person), (his father's name), (his age) and (his address).

.....Applicant/Petitioner

Versus

In case of the state of Punjab or Haryana is a Party then its name along with  
this (Name of the second party), W/o/D/o/S/o (Name), (age), (address)

.....Respondents

Place: Chandigarh

Through Counsel

Date:



Petition under Section 482 of the Cr.P.C. for quashing of FIR No. \_\_\_\_\_, dated \_\_\_\_\_ under Section \_\_\_\_\_ of IPC registered at Police Station \_\_\_\_\_, District \_\_\_\_\_ **Annexure P-1**, on the basis of Compromise/Memorandum of Understanding (**Annexure P-2**).

AND

It is further prayed that during the pendency of the present petition, the further proceedings arising out of the above-mentioned FIR may kindly be stayed on the basis of Compromise dated \_\_\_\_\_ Annexure P-2, in the interest of justice.

OR

Pass any other alternative remedy which this Hon'ble Court may deem fit in the interest of justice.

**MOST RESPECTFULLY SHOWETH:**

1. That the petitioner is peace loving and law abiding citizens of India.
2. That brief facts of the case are that marriage between Petitioner No.1 i.e. \_\_\_\_\_ and respondent No. 2 \_\_\_\_\_ was solemnized in the year \_\_\_\_\_ according to Hindu rites and ceremonies.
3. That due to temperamental differences both petitioner No.1 and respondent No.2 could not able to cohabit their married life and

due to that reason both are residing separately from each other since \_\_\_\_\_.

4. That on \_\_\_\_\_ on the statement of Respondent No. 2 namely \_\_\_\_\_ the Complaint was admitted to be sent for Registration of F.I.R. against the Petitioner only. Thereafter FIR No. \_\_\_\_\_ under section \_\_\_\_\_. was registered on behest of \_\_\_\_\_. The True typed/ Translated copy of FIR is annexed as **Annexure P-1**.
5. That during the pendency of the case, a compromise has been effected between the parties with the intervention of the respectable persons/ Panchayat. Since parties have settled the disputes amicably, so, complainant/ respondent no.2 do not want to pursue the case. As well as both the parties decided to live happily together as Husband and Wife. The copy of the true translated compromise dated \_\_\_\_\_ appended herewith as **Annexure P-2**.
6. That as per terms and conditions of the compromise (Annexure P-2), both the Petitioner and Respondent no. 2 are now living together as husband and wife along with their children at the address mentioned above. Further, both petitioner and respondent no.2 are bound as per the terms and conditions of the compromise deed, executed with their free will and consent and without any kind of pressure. True typed copies of Identity proof of Petitioner and Respondent No.2 are Annexed as **Annexure P-3 (colly)**.
7. That the petitioner seeks kind indulgence of this Hon'ble Court for quashing of the above said FIR, as well as all the consequential proceeding arising thereof in view of the fact that compromise has been effected between the parties and complainant, is not interested

to pursue the matter and want to rehabilitate in the matrimonial home along with her husband and two minor daughters. Furthermore, it was held by the Hon`ble Supreme Court in the case of **Madan Mohan Abbot vs. State of Punjab 2008(2)R.C.R. (Criminal) 429** that in cases where the compromise arrived between the parties in that cases no useful purpose would be served in continuing with the proceeding in the light of the compromise.

8. That in view of the facts and circumstances enumerated hereinabove and also in view of the compromise arrived between the parties, the FIR in question is liable to be quashed because the continuance of proceeding in the above said FIR will be an abuse of process of law.
9. That this Hon`ble Court in Full Bench judgment titled as **Kulwinder Singh v. State of Punjab 2007 (3) RCR(Criminal)** has held that High Court has wide powers to quash the proceeding even in non-compoundable offenses.
10. That the Petitioner is not a Proclaimed Offender also both the parties are residing happily as husband and wife so, quashing of the present matter is necessary concerning the life and liberty of both the parties as well as facts narrated above.
11. That all the necessary persons have been made the party in the present case and no other person is required to be made a party in the present matter.
12. That the Petitioner is left with no other speedy, alternative and efficacious remedy for the redressal of his prayers except to

approach this Hon'ble Court by way of filing the present petition under Section 482 Cr.P.C.

13. That no such or similar petition has earlier been filed by the Petitioner either in this Hon'ble Court or in the Hon'ble Supreme Court of India.

It is humbly prayed as under:

**PRAYER**

- a) FIR No.\_\_\_\_\_, dated \_\_\_\_\_Section\_\_\_\_\_ of IPC, registered at Police Station \_\_\_\_\_, District\_\_\_\_\_on the basis of Compromise may kindly be quashed.

And

- b) It is further prayed that during the pendency of the present petition, the further proceedings arising out of the above-mentioned FIR may kindly be stayed, in, the interest of justice.

OR

- c) Any other alternative remedy which this Hon'ble Court may deem fit in the interest of justice.

Petitioner

Chandigarh

Date:

**Through Counsel**

**IN THE HON'BLE HIGH COURT OF PUNJAB AND HARYANA, AT  
CHANDIGARH**

CRM-M No..... 2018

Name of First Party .....Petitioner

Versus

Name of Second Party. ....Respondents

**Affidavit of \_\_\_\_\_ Son of \_\_\_\_\_, aged about \_\_years, Resident of**

\_\_\_\_\_

I do hereby solemnly affirm and declare on oath as under:

1. That the Deponent is filing the present Petition with his free will and consent.
2. That no contents stated in this Petition is false and nothing false has been concealed therein and the facts stated therein are written on behest of the deponent.

**Place: Chandigarh**

**Date:**

**Deponent**

**Verification:**

It is verified that the contents stated in my Affidavit are true and correct and nothing false has been stated and the contents are based upon the documents also.

**Place: Chandigarh**

**Date:**

**Deponent**

**IN THE HON'BLE HIGH COURT OF PUNJAB AND  
HARYANA, AT CHANDIGARH**

CRM-M No..... 2018

Name of First Party .....Petitioner

Versus

Name of Second Party. ....Respondents

**Affidavit of \_\_\_\_\_ Wife of \_\_\_\_\_, aged about \_\_\_ years,**

**Resident of**

\_\_\_\_\_.

I, the above named deponent do hereby solemnly affirm and declare as  
under:-

1. That deponent has lodged an FIR No. \_\_\_\_\_ dated \_\_\_\_\_ Under sections \_\_\_\_\_ of IPC, at Police Station \_\_\_\_\_, District \_\_\_\_\_ against (Name of First person).
2. That during the pendency of the case, with the intervention of the respectable/ Panchayat, for the benefits of the parties, without any coercion and pressure, with the sweet will of the parties, compromise has been effected vide compromise deed dated \_\_\_\_\_.
3. That as per the compromise the deponent has no objection if the abovementioned FIR is being quashed. The deponent is ready to give the statements before any court to this effect. The other terms and conditions have been mentioned in the compromise deed.

**Place: Chandigarh**

**Date:**

**Deponent**

**Verification:**

It is verified that the contents stated in my Affidavit are true and correct and nothing false has been stated and the contents are based upon the documents also.

**Place: Chandigarh**

**Date:**

**Deponent**