

CRM-M-16782 of 2014

Date of Decision: 06.01.2015

Ashwani Kumar and others

---Petitioners

versus

State of Haryana and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Suman Jain, Advocate
for the petitioners
Ms. Neelam Kashyap, DAG, Haryana
for the respondent-State
Ms. Shivya Sehgal, Advocate
for respondent No.2

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

REKHA MITTAL, J.

The petitioners have prayed for quashing of FIR No.151 dated 6.3.2014 for offence under Sections 498-A, 506, 406 of the Indian Penal Code (in short "IPC") registered at Police Station, Hisar, Civil Lines, Hisar on the basis of compromise.

The parties were directed to appear before the trial court/Illaq Magistrate on 11.12.2014 to get their statements recorded with regard to genuineness of compromise.

A report has been submitted by the Judicial Magistrate Ist Class, Hisar wherein it has been reported that statements of the petitioners No. 1 to 3 and respondent No.2(complainant) have been recorded and

statements made by the parties in the Court reveal that they have voluntarily entered into a compromise with an intention to live in peace and harmony.

Counsel for respondent No. 2 has conceded to the fact that the parties have settled their dispute way of compromise and respondent No. 2 (complainant) has got no objection if the aforesaid FIR and proceedings emanating therefrom are ordered to be quashed.

Ms. Neelam Kashyap, DAG, Haryana has put in appearance on behalf of respondent No.1. She has not disputed correctness of assertions of the petitioners and respondent No.2 (complainant) that the matter has been settled by way of compromise between the parties.

I have heard counsel for the parties and perused the case file.

There is nothing on record to doubt correctness of the compromise effected between the parties, whereby they have decided to settle their dispute with an intention to live in peace and harmony. The present case falls in the category of cases, which can be allowed to be settled by way of compromise, in view of the decision of Hon'ble the Supreme Court of India in *Gian Singh v. State of Punjab and another, 2012(4) R.C.R. (Criminal) 543*.

In view of what has been discussed hereinabove, the petition is allowed and FIR No.151 dated 6.3.2014 for offence under Sections 498-A, 506, 406 IPC, registered at Police Station, Hisar, Civil Lines, Hisar and proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

(REKHA MITTAL)
JUDGE

06.01.2015

PARAMJIT