

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-25338 of 2015

Date of decision: 26.08.2015

Tarun Grover and others

V/s

----Petitioner(s)

State of Haryana and another

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

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

Present:- Mr. Ashwani Gaur, Advocate for the petitioners.

Mr. Kapil Aggarwal, Addl. A.G., Haryana

Mr. Vivek Goyal, Advocate for
Mr. Sandeep Kotla, Advocate for respondent No.2-
complainant.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C., is for quashing of FIR No. 189, dated 10.05.2013, for offence under Sections 498A, 406, 323, 506, IPC, registered at Police Station Sector 10, Gurgaon, and all the consequent proceedings arising thereto on the basis of compromise as reflected in a petition filed under Section 13-B of the Hindu Marriage Act, 1955 (as amended by the marriage Laws (Amendment) Act, 1976 and amended upto date.

This Court vide order dated 03.08.2015, had directed the parties to appear before the Illaqa Magistrate/ trial Court to get their statements recorded and the Illaqa Magistrate/ trial Court was further directed to submit its report about the genuineness of the compromise, as per the statements of the parties so recorded.

Accordingly, the parties have appeared before learned Judicial Magistrate Ist Class, Gurgaon, and got their statements recorded. On the basis of the statements so recorded by the parties, learned Judicial Magistrate Ist Class, Gurgaon, has submitted his report dated 18.08.2015, to the effect that the compromise entered between the parties is genuine, voluntary and the same has been effected without any coercion and undue influence.

Mr. Vivek Goyal, Advocate, has put in appearance on behalf of Mr. Sandeep Kotla, Advocate for respondent No.2-complainant and does not dispute the factum of compromise.

Learned State counsel has also admitted the factum of compromise entered between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR *qua* the petitioners.

Accordingly, following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others v. State of Punjab and another**, 2007 (3) RCR (Criminal) 1052 (P&H) and approved by the Hon'ble Supreme Court in **Gian Singh vs. State of Punjab and others**, (2012)10 SCC 303, this petition is allowed and FIR No. 189, dated 10.05.2013, for offence under Sections 498A, 406, 323, 506, IPC, registered at Police Station Sector 10, Gurgaon, and all the

consequent proceedings arising thereto on the basis of compromise as reflected in a petition filed under Section 13-B of the Hindu Marriage Act, 1955 (as amended by the marriage Laws (Amendment) Act, 1976, are hereby quashed.

August 26, 2015
Anjal

(HARI PAL VERMA)
JUDGE