

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No. 37067 of 2014.
Date of Decision : 21.05.2015.

Vishal and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Ms. Neelam Chaudhary, Advocate
for the petitioners.

Mr. M.S. Sidhu, Additional Advocate General, Haryana.

Tejinder Singh Dhindsa, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 102, dated 27.03.2012, under Sections 498-A, 406, 506, 34 IPC, registered at Police Station Kotwali, District Faridabad, on the basis of a compromise.

Since quashing of the FIR was sought on the basis of compromise, this Court on 18.11.2014 had directed the parties to appear before the trial Court for recording of their statements and a report as regards veracity of the compromise had been called for.

Placed on record is a report dated 04.03.2015 of the learned Judicial Magistrate Ist Class, Faridabad and a perusal of the same would reveal that the statements of the complainant, namely, Kiran as also of the accused i.e. the petitioners herein have been duly recorded and it has been opined that a compromise has been effected between the parties voluntarily and without any pressure or undue influence.

A Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052* has taken a view that in appropriate cases this Court in exercise of its powers under Section 482 Cr.P.C. can intervene and bring to an end the criminal prosecution in the light of compromise that may have been effected between the parties, even in relation to non-compoundable offences.

Adverting back to the facts of the present case, wherein the dispute which was essentially matrimonial in nature has been settled, it would be a fit case for this Court to intervene in exercise of its powers under Section 482 Cr.P.C. to bring to an end the criminal prosecution initiated in the light of the impugned FIR.

Accordingly, the present petition is allowed. Impugned FIR No. 102, dated 27.03.2012, under Sections 498-A, 406, 506, 34 IPC, registered at Police Station Kotwali, District Faridabad and all proceedings emanating therefrom stand quashed.

Petition allowed.

May 21, 2015.
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(TEJINDER SINGH DHINDSA)
JUDGE