

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

**CRM No. M-4618 of 2015
Date of decision:-May 18, 2015**

Arjun and others

...Petitioners...

versus

State of Haryana and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Arvind Chauhan, Advocate,
for the petitioners.

Mr. C.S. Bakshi, Addl.A.G., Haryana,
for respondent No.1-State.

Mr. Munfaid Khan, Advocate,
for respondent No.2.

JASPAL SINGH, J.

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No. 219, dated 22.11.2012, under Sections 498-A, 406, 323, 506 and 34 IPC, registered at Police Station Julana, District Jind and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2).

Report of learned Judicial Magistrate has been received, in which, it has been categorically observed that compromise reached between the complainant and accused appears to be

voluntary. Petition for divorce by mutual consent under Section 13-B of the Hindu Marriage Act, 1955 is pending between the parties, which shall be disposed of in view of the compromise (Annexure P-2) Even otherwise, the matter involved is personal in nature, which has been amicably put at rest.

So, in view of above circumstances and in view of pronouncement reported as Gian Singh v. State of Punjab and another; 2012(4) RCR(Criminal) 543, I am of the considered opinion that continuation of criminal proceedings between the parties would be an abuse of the process of law and the present compromise is for their benefit and will bring peace and harmony between them.

Consequently, instant petition stands allowed and FIR No. 219, dated 22.11.2012, under Sections 498-A, 406, 323, 506 and 34 IPC, registered at Police Station Julana, District Jind and all subsequent proceedings arising out of the same are quashed qua the petitioners. However, it is made clear that if either of the parties wriggles out of the terms and conditions of compromise, aggrieved party shall be at liberty to revive this petition or to file a fresh petition.

May 18, 2015
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(JASPAL SINGH)
JUDGE