

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6389-2015 (O&M)
Date of Decision: 25.08.2015

Mohit Hasija

...Petitioner

Versus

State of Haryana & another

...Respondents

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

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

Present: Mr. Sukhdev Parmar, Advocate
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana
for the State.

Mr. Amandeep Rana, Advocate for
Mr. Sushil Jain, Advocate
for respondent No.2.

R.P. Nagrath, J. (Oral)

The instant petition has been filed for quashing FIR No.5 dated 23.01.2013 under Sections 498-A, 406, 323, 506 and 34 IPC, Women Police Station, Sonapat, District Sonapat and the subsequent proceedings on the basis of written compromise arrived at between the parties.

Report from the trial Court has been received after recording the statements of parties, alongwith original statements. It

is reported that compromise is voluntary and without any coercion or undue influence.

Learned State counsel on instructions from SI Dharambir submits that petitioner is the only accused in this FIR, which was recorded by respondent No.2 who is the only aggrieved person.

As per statement made by respondent No.2, the parties have since divorced.

No useful purpose would be served in continuing the proceedings in this case in view of the compromise arrived at between them.

Following the principles laid down by the Full Bench judgement 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.5 dated 23.01.2013 under Sections 498-A, 406, 323, 506 and 34 IPC, Women Police Station, Sonapat, District Sonapat and the subsequent proceedings conducted on the basis thereof, are quashed.

Needless to say that parties shall remain bound by the terms of compromise and their statements.

(R.P. Nagrath)
Judge

25.08.2015
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