IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M No. 17762 of 2016
Date of decision : 27.9.2016

Sandeep and others **.....Petitioners**

v.

State of Haryana and another **.....Respondents**

CORAM : HON'BLE MS. JUSTICE RITU BAHRI

Present : Mr. Vivek Goyal, Advocate, for the petitioners

Mr. Anmol Malik, AAG, Haryana

Mr. Pardeep Sehrawat, Advocate, for respondent No. 2

Ritu Bahri, J. (Oral)

Reply on behalf of the State has been filed today in Court. Same is taken on record.

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 250 dated 29.9.2013, under Sections 323, 406, 498A, 506 and 120B IPC, registered at Police Station Chandimandir, Panchkula (Annexure P-1), on the basis of compromise dated 5.4.2016 (Annexure P-3).

The marriage of petitioner No.1 was solemnized with respondent No.2 on 15.3.2008 and there are two children from this wedlock. On account of misunderstanding, FIR was got registered against the petitioners. During the pendency of the trial, the matter has been amicably resolved between the parties. Joint statement of the petitioners and respondent No.2 has been recorded vide Annexure P-3 at the time of grant of divorce under Section 13 B of the Hindu

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Marriage Act, according to which both the children will remain in the custody of petitioner No.1 i.e. father and respondent No.2 will not claim their custody in future and will not claim maintenance and permanent alimony from petitioner No.1. Statement has rightly been recorded in Annexure P-3 and at this stage, nothing is due to the petitioners.

Accordingly, the present petition is allowed. FIR No. 250 dated 29.9.2013, under Sections 323, 406, 498A, 506 and 120B IPC, registered at Police Station Chandimandir, Panchkula (Annexure P-1) is quashed on the basis of compromise dated 5.4.2016 (Annexure P-3) and all the criminal proceedings arising out of the said FIR also stands quashed.

(RITU BAHRI)
JUDGE

27.9.2016
Ashwani

Speaking/Reasoned Yes/No
Reportable Yes/No

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