

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM M No.6579 of 2018 (O&M)

Date of Decision:13.07.2018.

**Kaushiki Dwivedee and another**

**..Petitioners**

**Versus**

**State of Haryana and another**

**... Respondents**

**CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

Present: Mr. Mandeep Singh Sachdeva, Advocate for the petitioners.

Mr. Raj Kumar Makkad, DAG, Haryana.

Mr. Amit Singla, Advocate for respondent No.2.

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**RAJ SHEKHAR ATTRI J. (ORAL)**

By invoking Section 482 Cr.P.C., the petitioners have prayed for quashing of FIR No.380 dated 12.10.2013 for offence punishable under Sections 336/337/338/308/511/120-B of the Indian Penal Code (for short 'IPC'), registered at Police Station DLF Qutab Enclave, Gurgaon, District Gurgaon (Annexure P-1) and proceedings emanating therefrom on the basis of compromise (Annexure P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of Shimoni Shroff. Now, dispute between the parties has been resolved by way of compromise (Annexure P-2).

Vide order dated 08.05.2018, the parties were directed to appear before the trial Court/Illaq Magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Judicial

Magistrate Ist Class, Gurugram, wherein it has been reported that statements of the parties have been recorded that the compromise is genuine and valid one which has ex-facie been entered into between the parties with their free volition, without any inducement or threat.

Counsel for the State as well as counsel for respondent No.2 have not disputed that the parties i.e. petitioners and respondent No.2 have arrived at a settlement with an intent to give burial to their differences.

Perusal of allegations in the FIR reveals that the present case squarely falls in the category of cases that can be quashed by the High Court, in exercise of its inherent power under Section 482 Cr.P.C. Keeping in view authoritative enunciation of law laid down by Hon'ble the Supreme Court in 'Gian Singh v. State of Punjab and another', 2012 (4) R.C.R. (Criminal) 543 and in the light of facts and circumstances discussed hereinbefore, this Court is of the considered opinion that continuation of criminal proceedings would amount to abuse of process of law and it is expedient in the interest of justice that the same are put to an end.

For the foregoing reasons, the petition is allowed. FIR No.380 dated 12.10.2013 for offence punishable under Sections 336/337/338/308/511/120-B IPC, registered at Police Station DLF Qutab Enclave, Gurgaon, District Gurgaon (Annexure P-1) and proceedings emanating therefrom stand quashed qua the petitioners.

(RAJ SHEKHAR ATTRI)  
JUDGE

13.07.2018  
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*whether speaking/reasoned*  
*whether reportable*

*Yes/No*  
*Yes/No*