

131

CRM-M-8471-2019

Utsav Mittal and others Vs. State of Haryana and another

Present: Mr. Abhinav Sood, Advocate
for the petitioners.

Mr. Vikramjit Singh, Addl.A.G., Haryana.

Respondent No.2-Mrs. Vidushi Mittal is present in court today through her counsel Mr. Rajesh Sethi, Advocate and has submitted that her statement has been recorded. However, she wants to file her affidavit.

Put up after lunch.

(RAJ SHEKHAR ATTRI)
JUDGE

February 25, 2019
m. sharma

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

CRM-M-8471-2019 (O&M)

Date of decision: February 25, 2019

Utsav Mittal and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Abhinav Sood, Advocate
for the petitioners.

Mr. Vikramjit Singh, Addl. A.G., Haryana.

Mr. Rajesh Sethi, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J.(ORAL)

This is a petition filed under Section 482 of Cr.P.C. for quashing of FIR No.0019 dated 25.02.2017, under Sections 498-A, 406, 506, 34 of the Indian Penal Code (for short 'IPC') registered at Women Police Station Rohtak and all consequential proceedings arising therefrom on the basis of the settlement/compromise.

Case put up again after lunch.

The affidavits filed on behalf of respondent No.2-Smt. Vidushi Mittal and petitioner No.1-Utsav Mittal, filed today in the court, are taken on record, whereby both the parties have admitted the fact of compromise arrived at between them.

Statement of the parties have already been recorded by the family court on oath which is annexed as Annexure P-3. Moreover, petition under Section 13-B has already been filed.

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.

In this view of the matter, petition is allowed. FIR No.0019 dated 25.02.2017, under Sections 498-A, 406, 506, 34 IPC registered at Women Police Station Rohtak and all consequential proceedings arising therefrom on the basis of the settlement/compromise stands quashed qua the petitioners.

February 25, 2019
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no