

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

CRM-M-22018-2018

Date of Decision:01.02.2019

Sushil Singh and others

... Petitioners

Vs.

State of Haryana and another

... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Bikram Chaudhary, Advocate
for the petitioners.

Mr. Vikas Chopra, D.A.G. Haryana.

RAJ SHEKHAR ATTRI, J. (Oral)

By invoking Section 482 Cr.P.C, the petitioners have prayed for quashing of FIR No.151 dated 05.03.2015 for the offence punishable under Sections 498-A, 406, 34 IPC registered at Police Station Saran, District Faridabad and proceedings emanating therefrom on the basis of compromise arrived at between the parties.

In the present case, the FIR in question is result of matrimonial dispute. Now, the dispute between the parties has been resolved amicably.

Vide order dated 20.09.2018, the parties were directed to appear before the trial Court to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Judicial Magistrate, 1st Class, Faridabad, wherein it has been reported that statements of the parties have been recorded and they have voluntarily compromised the matter, without any pressure.

Learned counsel for the State has not disputed that the parties have arrived at a settlement with an intent to give burial to their differences.

Perusal of the 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 Supteme 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 and consequently, FIR No.151 dated 05.03.2015 for the offences punishable under Sections 498-A, 406, 34 IPC registered at Police Station Saran, District Faridabad and proceedings emanating therefrom stand quashed qua the petitioners.

01.02.2019
rajeev

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**