

CRM-M-35182-2017

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

CRM-M-35182-2017

Date of Decision:30.10.2019

Sangeeta Rani and others

... Petitioners

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Munish Behl, Advocate,
for the petitioners.

Mr. Rahul Mohan, DAG, Haryana.

Ms. Kamaldeep Kaur, Advocate for
Mr. S.S.Jattan, Advocate,
for respondent No.2.

HARNARESH SINGH GILL, J. (Oral)

The petitioners have prayed for quashing of FIR No.229 dated 13.05.2017, registered at Police Station Ambala City, District Ambala, under Sections 406, 420 and 506 of the Indian Penal Code and all the consequential proceedings arising therefrom.

On 23.10.2018, the following order was passed by this Court:

“After hearing the arguments advanced by learned counsel for the parties and the parties, who are present in the Court today, it has been agreed between them that total amount of ₹11,70,000/- will be paid to petitioner No.1- Sangeeta Rani (wife) in lump-sum. Out of aforesaid total amount i.e. ₹11,70,000/-, an amount of ₹ 4 lacs has already

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been deposited with the lower Court at Ambala and the said amount will be released by the Court on moving an application by petitioner No.1. Out of remaining amount, ₹ 4 lacs will be deposited in the name of minor son in the shape of FD and the same shall be encashed on attaining the age of majority. The amount of interest on the fixed deposit can be withdrawn by petitioner No.1-wife for upbringing the child. It has also been agreed between both the parties that all the litigations pending between them shall be withdrawn and the remaining amount after excluding an amount of ₹ 4 lacs shall be paid to petitioner No.1-wife at the time of recording of second motion statement in a petition, which will be filed under Section 13-B of the Hindu Marriage Act.

Accordingly, both the parties are directed to remain present before the lower Court for filing petition under Section 13-B of the Hindu Marriage Act. It is also directed that in the Fixed Deposit, petitioner No.1-wife would be the nominee. The total amount of ₹11,70,000/ includes amount of arrears of maintenance due as on today.

It is also made clear that respondent No.2-husband would have the visiting rights to meet the child once in a month i.e. on second saturday of every month between 2.00 pm to 5.00 pm before District Child Protection Officer, Ambala.

Adjourned to 12.12.2018.”

Today, learned counsel for respondent No.2 and learned State counsel, on instructions from SI Balwan Singh, submit that they have no objection, if the FIR in question, alongwith all the subsequent proceedings arising therefrom, is quashed.

Taking into consideration the above facts and in view of the fact that the matrimonial dispute has been settled between the parties, the

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present petition is allowed. FIR No.229 dated 13.05.2017, registered at Police Station Ambala City, District Ambala, under Sections 406, 420 and 506 of the Indian Penal Code and all the consequential proceedings arising therefrom, are hereby quashed qua the present petitioners.

30.10.2019

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No