

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

**CRM-M-19151-2019 (O&M)
Date of Decision : 17.07.2019**

Mahesh and others Petitioners
Versus

State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Jai Singh Yadav, Advocate
for the petitioners.

Mr. Pawan Garg, AAG, Haryana.

Ms. Harshita, Advocate
for respondent Nos.2 and 3.

RAJ SHEKHAR ATTRI, J. (Oral)

Ms. Harshita, Advocate has appeared and filed power of attorney on behalf of respondent Nos.2 and 3. Same is taken on record.

By invoking Section 482 Cr.P.C., the petitioners have prayed for quashing of FIR No.65 dated 10.06.2016, registered under Sections 354 (A), 34, 406, 498-A, 506 IPC, at Police Station Women, Police Station Rewari, District Rewari and proceedings emanating therefrom on the basis of affidavits with regard to compromise (Annexures P-4 and P-5) arrived at between the parties.

In the present case, the FIR was registered on the statement of respondent No.2 Smt. Aasu daughter of Sh. Kishori Lal. Now, dispute between the parties has been resolved by way of compromise/affidavits Annexures P-4 and P-5.

Vide order dated 30.04.2019, 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, Rewari wherein it has been reported that statements of the parties have been recorded and they have voluntarily compromised the matter.

Counsel for the State and respondent Nos. 2 and 3 have not disputed that the parties i.e. petitioners and respondent Nos.2 and 3 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.65 dated 10.06.2016, registered under Sections 354 (A), 34, 406, 498-A, 506 IPC, at Police Station Women, Police Station Rewari, District Rewari and proceedings emanating therefrom stand quashed qua the petitioners and respondents.

17.07.2019
mamta

(RAJ SHEKHAR ATTRI)
JUDGE