

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-23628-2019 (O&M)

Date of Decision:- 27.8.2019

Parveen Kumar and others	Versus	... Petitioners
State of Haryana and another		... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Abhishek Chha, Advocate, for the petitioners.

Mr. Brijesh Sharma, DAG, Haryana,
assisted by ASI Suresh Kumar.

Mr. Kulwinder Singh, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.13, dated 26.2.2015, registered at Police Station Women Cell, Sonipat, under Sections 498-A, 376, 511, 506, 34 IPC, wherein after presentation of challan charges have been framed only in respect of offences under Section 498-A, 506, 34 IPC, and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 23.5.2019 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded.
3. Reply by way of affidavit of Mr. Hans Raj, HPS, Deputy Superintendent of Police, Detective, Sonipat, on behalf of respondent No.1 has been filed. The same is taken on record.

4. Report of learned Judicial Magistrate 1st Class, Sonapat, has been received wherein it has been reported that statement of complainant Sonia as well as of petitioners/accused Parveen Kumar, Vinod Bala, Priti @ Preeti @ Prity, Ram Rattan, have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant has specifically stated that the matter has been compromised with the petitioners and she does not want to pursue with the matter. Learned Judicial Magistrate 1st Class, Sonapat, opined the compromise arrived at between the parties are genuine and voluntarily in nature and it is not the result of any pressure, threat or coercion in any manner.
5. In view of the aforesaid report and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition is allowed and FIR No.13, dated 26.2.2015, registered at Police Station Women Cell, Sonipat, under Sections 498-A, 376, 511, 506, 34 IPC, wherein after presentation of challan charges have been framed only in respect of offences under Section 498-A, 506, 34 IPC, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

August 27, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No