

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

228

CRM-M-23866-2020 (O&M)

DATE OF DECISION: 07.10.2020

AKSHAY KANOTRA AND OTHERS

... Petitioner (s)

Versus

STATE OF HARYANA AND ANOTHER

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Mukul Goyal, Advocate
for the petitioners.

Mr. Tanuj Sharma, AAG, Haryana.

Mr. Jagjot Singh, Advocate for
Mr. Kunal Dawar, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No.28 dated 28.10.2018 under Sections 34, 406, 498-A and 506 IPC, registered at Police Station Women, West Gurugram, on the basis of compromise, which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is the outcome of misunderstanding between the parties due to matrimonial dispute which has now been settled. The petitioner No.1 is the husband while respondent No.2 is the wife. He further states that they have also filed a petition for divorce for dissolution of marriage under Section 13-B of the Hindu Marriage Act, 1955.

This Court, by the order dated 21.08.2020, had directed the parties to appear before the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court.

The report of ACJM, Gurgaon, dated 29.09.2020 has been received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded which indicates that the compromise is genuine, without any coercion or undue influence.

The FIR is outcome of misunderstanding between the parties due to matrimonial dispute which has now been settled.

In view of the mandate of the Hon'ble Supreme Court in the case of **Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466**, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.28 dated 28.10.2018 under Sections 34, 406, 498-A and 506 IPC, registered at Police Station Women, West Gurugram and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

07.10.2020.

SwarnjitS

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