

CRM-M No.10530 of 2021

Date of Decision : 26.03.2021

Sanjeet Nangaliya & others

.....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Abhinay Sharma, Advocate
for the petitioners.

Mr. Vishal Malik, D.A.G., Haryana

None for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No.0121, dated 11.04.2017, under Sections 34, 406, 498-A and 506 of IPC, registered at Police Station Urban Estate Rohtak, District Rohtak (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Now complainant/Respondent No.2 has arrived at a settlement with the accused persons vide Mutual Agreement (Annexure P-2), which is duly signed by her. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Ld. District and Sessions Judge, Rohtak, vide report dated 23.03.2021 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No.2 is not present nor she is represented by her Counsel. However, Respondent No.2 has made statement on 19.03.2021 before the Ld. District and Sessions Judge, Rohtak, whereby they have admitted the factum of compromise with the accused persons and deposed that the compromise has been effected between them voluntarily and without any undue influence, coercion or pressure.

4. In view of the report of the Ld. District and Sessions Judge, Rohtak, and in view of the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the Respondent No.2 has herself compromised the dispute with the accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.0121, dated 11.04.2017, under Sections 34, 406, 498-A and 506 of IPC, registered at Police Station Urban Estate Rohtak, District Rohtak (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present Petitioners.

26.03.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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