

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

115+201-2

**CRM-M-11989-2017 (O&M)
Decided on : 17.11.2021**

Puneet Sharma and others

... Petitioner(s)

Versus

State of Haryana and another

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. K.S. Dhaliwal, Advocate, for the petitioner(s).

Ms. Tanushree Gupta, DAG, Haryana.

Mr. S.S. Jattan, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No. 102, dated 13.10.2016, under Sections 323, 406, 498-A & 506 of IPC, registered at Police Station Women, Yamuna Nagar, District Yamuna Nagar (Annexure P-1) and all the consequential proceedings arising out of the same, on the basis of compromise/agreement dated 01.03.2017 (Annexure P-2).

Vide order dated 07.04.2017, while issuing notice of motion, the parties were directed to get their statements recorded before the Illaqa Magistrate/trial court with respect to the compromise so arrived at between them. The trial Court concerned vide its report dated 04.05.2017, had intimated that respondent No.2 (complainant) had not accepted the compromise and categorically made a statement to that effect.

Thereafter, on request of the parties, the matter was sent to the Mediation and Conciliation Centre of this Court, wherein, both the parties amicably resolved their disputes and the marriage between the parties was dissolved subsequently under Section 13-B of the Hindu Marriage Act,

1955.

Learned counsel for respondent No.2 does not dispute the aforementioned fact including the marriage having been dissolved between the parties.

A prayer has, therefore, been made by the learned counsel for the parties for quashing of the FIR in question along with all consequential proceedings, in view of the amicable settlement arrived at between them vide Annexure P-2, which is the copy of the compromise/agreement dated 01.03.2017, before the Mediation and Conciliation Centre of this Court.

Learned State counsel too submits that there are no other accused other than the petitioners, and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the compromise/agreement dated 01.03.2017 (Annexure P-2) arrived at between the parties and the principles laid down by the Apex Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, and also by the Full Bench of this Court in **Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

November 17, 2021

J.Ram

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No