

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

**250**

**CRM-M-12000 of 2021**

**Date of Decision: 13.12.2021**

Joginder Kumar @ Joginder Mehta

**...Petitioner**

Versus

State of Haryana and another

**...Respondents**

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

**Present:** Mr. Kanwar Abhay Singh, Advocate  
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

Mr. Devinder Pal Soni, Advocate  
for respondent No.2.

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**Manjari Nehru Kaul, J.(Oral)**

The instant petition is for quashing of FIR No.103, dated 22.08.2020, lodged under Sections 323, 34, 354-A, 377, 451, 498-A and 506 of the Indian Penal Code, 1860, registered at Women Police Station, District Sirsa and the consequential proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioner submits that the marriage between the parties has since been dissolved by a decree of divorce.

Vide order dated 19.03.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Judicial Magistrate, Ist Class, Sirsa, in pursuance to the direction of this Court,

wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report, compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that she would have no objection if the FIR *qua* the accused-petitioner is quashed.

The trial Court has annexed the statements of the parties in original, alongwith its report.

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

In view of the report of the learned Judicial Magistrate, Ist Class, Sirsa 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

13.12.2021  
D.Bansal

|                              |         |
|------------------------------|---------|
| Whether speaking/ reasoned : | Yes/ No |
| Whether Reportable :         | Yes/ No |