

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

Sr. No.115

CRM-M-8982-2019

Date of decision: 21.12.2021

Seema Arora @ Simran

....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Manoj Pundir, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. A.G., Haryana.

Mr. Vikramjeet Singh, Advocate for
Mr. Bhupender Singh, Advocate
for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.419 dated 30.07.2018, registered under Sections 384, 389 and 506 IPC at Police Station Yamuna Nagar City, District Yamuna Nagar and all subsequent proceedings arising out of it on the basis of the compromise dated 02.02.2019 (Annexure P-2).

On 22.01.2020 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 18.02.2020 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court if there any other case pending against them.

As directed, report dated 18.02.2020 from the District and Sessions Judge, Yamuna Nagar has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them; the petitioner is the only accused in the present FIR and no other criminal case is pending against him.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which the trial is at an early stage and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in Kulwinder Singh and others Vs. State of Punjab and others, 2007 (3) RCR (Criminal), 1052, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.419 dated 30.07.2018, registered under Sections 384, 389 and 506 IPC at Police Station Yamuna Nagar City, District Yamuna Nagar and all proceedings arising therefrom, qua the petitioner.

December 21, 2021
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No