

**CRM-M-17262-2021
Date of Decision : 03.11.2021**

Amit Kumar and others

..... Petitioners

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR. AMOL RATTAN SINGH

Present : Mr. Deepak Thapar, Advocate
for the petitioners.

Mr. Munish Sharma, AAG, Haryana.

Mr. Inder Mohan Parihar, Advocate
for respondent No.2.

AMOL RATTAN SINGH (Oral)

This case has been taken up out of turn after 4.00 p.m. on the request of the learned counsel for the petitioners, who submits that with the statements of the parties in respect of the compromise reached between them having already recorded before the trial court, the petition may be disposed of.

By this petition, the petitioners seek quashing, on the basis of a compromise arrived at between them and respondent no. 2, of FIR no. 314, dated 30.06.2018, registered at Police Station Beri, District Jhajjar, for the alleged commission of offences punishable under the provisions of Sections 323, 34, 342, 354, 427, 506 of the IPC, as also all other subsequent proceedings arising therefrom. A copy of the petition filed under Section 13-B of the Hindu Marriage Act has been annexed as Annexure P-2.

Pursuant to the order of this court dated 03.09.2021, the report of the learned Addl. CJM, Jhajjar, dated 18.10.2021, has been received, stating to the effect that the petitioners as also respondents No.2, i.e. the complainant/injured Sonia, appeared before that court and recorded their statements in terms of the compromise reached between the parties, with their identities having been established before that court.

The statement of the investigating officer was also recorded to the effect that there is no other criminal case pending against the petitioners and that they are not proclaimed offenders either.

As per the assessment of that Court, the compromise arrived at between the parties is genuine and voluntary.

Keeping in view the above and the fact that the dispute in question is essentially seen to be a matrimonial dispute and the factum of the compromise is also not denied by learned counsel appearing for respondent no.2, the petition is allowed and FIR no. 314, dated 30.06.2018, registered at Police Station Beri, District Jhajjar, for the alleged commission of offences punishable under Sections 323, 34, 342, 354, 427, 506 of the IPC, along with all proceedings emanating therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

03.11.2021
mamta

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No