

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

CRM-M-32953-2021 (O&M)
Decided on : 13.10.2021

Harjinder Singh @ Bansi

..... Petitioner

Versus

State of Haryana & another

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ankit Aggarwal, Advocate
for the petitioner.

Mr. Gagandeep Singh Chhina, AAG, Haryana.

Manjari Nehru Kaul, J.(Oral)

Instant petition has been filed under Section 482 Cr.PC for quashing of FIR No.33 dated 16.06.2009 under Sections 494, 506 IPC registered at Police Station Naggal, District Ambala and all the consequential proceedings arising out of the same, on the basis of compromise (Annexure P-2) arrived at, between the parties.

Learned counsel for the petitioner submits that FIR in question seems to have been registered on account of marital discord between the parties. However, subsequently the matter stood compromised amicably between the parties by compromise dated 05.08.2021.

Vide order dated 16.08.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 14.09.2021 to get their respective statements recorded regarding the compromise arrived at, between them.

Report dated 21.09.2021 has since been received from the JMIC, Ambala in pursuance to the direction of this Court. 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. The trial Court has annexed the original copies of the statement of the parties alongwith its report.

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

In view of the report of the learned JMIC, Ambala 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(s) is allowed. The aforesaid FIR along with all consequential proceedings arising out of them, are quashed.

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

13.10.2021
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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No