

118.

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

**CRM-20497-2021 IN/AND
CRM-M-31243-2020**

Date of Decision: 01.09.2021

(Heard through VC)

KAMAL SINGH RAWAT

.... Petitioner

Versus

STATE OF HARYANA AND ANOTHER

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. S.K. Tripathi, Advocate,
for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana,
for respondent No.1.

Mr. Lalit Kumar Yadav, Advocate,
for respondent No.2.

JAISHREE THAKUR.J (Oral)

CRM-20497-2021

Prayer in this application is for preponement of date of hearing
of the main case, which has now been adjourned by the NIC to 22.11.2021.

The application is allowed and the main case is preponed for
hearing today as statements of the parties recorded before the trial Court
regarding the genuineness of compromise have already been received.

CRM-M-31243-2020

This petition has been filed under Section 482 of the Code of
Criminal Procedure seeking quashing of FIR No.0083 dated 10.06.2019

registered under Sections 498A/406/506/376/511 of IPC at Women Police Station, NIT, Faridabad, District Faridabad (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise/affidavit dated 17.03.2020 (Annexures P-2 & P-3).

The aforesaid FIR has been registered on the statement of complainant/respondent No.2-Monika Rawat. Now with the intervention of respectable persons, the matter has been amicably compromised between the parties and they have resolved their disputes and differences.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the trial Court/Illaq Magistrate for getting their statements recorded in support of the compromise.

In pursuance of the direction, a report has been received from the learned Additional District & Sessions Judge, Faridabad stating that the compromise has been effected between the parties voluntarily, without any pressure and with their mutual consent.

Learned State counsel on instructions from the Investigating Officer and learned counsel for the complainant-respondent No.2 admit the factum of compromise and submit that in case the parties have indeed settled their dispute, the State would have no objection to the quashing of the FIR, in view of the law laid down by the Hon'ble Supreme Court.

I have heard learned counsel for the parties and have gone through the record.

In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between

the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in *Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466*, this petition is allowed and FIR No.0083 dated 10.06.2019 registered under Sections 498A/406/506/376/511 of IPC at Women Police Station, NIT, Faridabad, District Faridabad (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua petitioner.

(JAISHREE THAKUR)
JUDGE

01.09.2021

sanjeev

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