

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-40427-2020

DATE OF DECISION: 10.02.2021

KARAN SINGH

... Petitioner (s)

Versus

STATE OF HARYANA AND ANR.

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vikram Rathore, Advocate
for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

Mr. Manoj Pundir, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking quashing of FIR No.149 dated 27.04.2016, under Sections 323, 354, 406, 498-A, 506 IPC registered at Police Station Farakpur, Yamuna Nagar, on the basis of compromise dated 30.07.2020 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioner contends that the FIR is an outcome of a matrimonial dispute between the petitioner and respondent No.2 which has now been resolved and the matter has been compromised. He has referred to a copy of the compromise at Annexure P-2. He also contends that the parties have sought divorce through mutual consent.

Learned counsel for respondent No.2 has put in appearance and states that the matter has indeed been compromised.

This Court, vide order dated 07.12.2020, had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements and send a report as to whether the compromise has been arrived at without any coercion or undue influence. The report of the JMIC, Yamuna Nagar at Jagadhari, dated 21.01.2021 has been received, wherein it is stated that in pursuance of the order of this Court, the statements of the parties were recorded which indicates that compromise which has been effected is genuine, voluntary and without undue influence.

The FIR is an outcome of a matrimonial dispute which has now been resolved and the matter has been compromised.

In view of the law laid down by the Supreme Court in the case of **Narinder Singh vs. State of Punjab 2014 (6) SCC 466**, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.149 dated 27.04.2016, under Sections 323, 354, 406, 498-A, 506 IPC registered at Police Station Farakpur, Yamuna Nagar and all consequential proceedings are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

10.02.2021.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No