

CRM-M No.41322 of 2019

Date of Decision : 06.04.2021

Harvinder Pal Singh

.....Petitioner

Versus

State of Haryana & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Parminder Singh, Advocate
for the petitioner.

Mr. Vishal Malik, D.A.G., Haryana.

None for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is accused in F.I.R No.22 dated 18.02.2017, under Sections 323, 341, 354, 406, 498-A, 506 of IPC, registered at Women Police Station, District Karnal (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. With the intervention of respectables and elderly people of the society, the complainant has arrived at a settlement with the accused/petitioner vide Joint Statement (Annexure P-2) suffered before the Family Court, which is duly signed by them. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties.

The Ld. Addl. Chief Judicial Magistrate, Karnal, vide report dated 30.11.2019 has apprised this Court that the compromise arrived at

between the parties is genuine and without any pressure.

3. Respondent No.2 is not present nor her counsel has appeared. However, she has made statement on 30.11.2019, before the Ld. Addl. Chief Judicial Magistrate, Karnal, whereby, she has admitted the factum of compromise with the accused/petitioner and deposed that the compromise has been effected between her voluntarily and without any undue influence, coercion or pressure.

4. In view of the report of the Ld. Addl. Chief Judicial Magistrate, Karnal, and in view of the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the Respondent No.2 has herself compromised the dispute with the accused/petitioner.

5. In the circumstances, the present petition is allowed. F.I.R No.22 dated 18.02.2017, under Sections 323, 341, 354, 406, 498-A, 506 of IPC, registered at Women Police Station, District Karnal (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

06.04.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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