

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 256

CRM-M-7139-2020

Date of decision : 19.04.2022

Parvesh

..... Petitioner

VERSUS

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.A.K.Sharma, Advocate, for the petitioner.
Mr.Manish Dadwal, AAG, Haryana.
Mr.S.K.Gupta, Advocate, for respondent No.3.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.22 dated 24.01.2020 registered under Section 346 IPC at Police Station Punhana, District Nuh on the basis of an affidavit of respondent No.3 (Annexure P-2).

On 17.02.2020 this Court had directed the petitioner and respondent No.3 to appear before the Trial Court/Illaq Magistrate for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report along with the recorded statements with regard to the genuineness of the compromise and also to intimate whether any PO proceedings are pending against any of the party.

As directed, report dated 08.05.2020 from the Judicial Magistrate Ist Class, Ferozpur Jhirka has been received as per which though the petitioner did not appear before the Trial Court but respondent No.3 appeared and recorded her statement with regard to the compromise.

Learned State counsel has no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which in pursuance to the afore order of this Court dated 17.02.2020 respondent No.3 appeared before the Trial Court and made her statement that she does not want to pursue the matter against the petitioner, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and others*, 2007 (3) RCR (Criminal) 1052, this Court deems it just and proper to allow the petition and resultantly quash FIR No.22 dated 24.01.2020 registered under Section 346 IPC at Police Station Punhana, District Nuh and all proceedings arising therefrom qua the petitioner.

19.04.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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