

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

Sr. No.271

CRM-M-10631-2021

Date of decision: 08.09.2022

Shivam Makkar and others

....Petitioners

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Tarun Dhingra, Advocate
for the petitioners.

Mr. Karan Sharma, DAG, Haryana.

Ms. Jasneet Mehra, Advocate
for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.0484 dated 31.08.2017 registered under Sections 323, 34 and 498-A IPC at Police Station S.G.M. Nagar, District Faridabad on the basis of compromise.

On 05.04.2022 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 20.04.2022 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court if there is any other case pending against them and his/their status of being proclaimed offender/person.

As directed, report dated 19.07.2022 from the Judicial Magistrate, Ist Class, Faridabad, has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them; there is no other FIR pending against them and none of the accused has been declared a proclaimed offender.

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

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR which originates from a matrimonial dispute and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Supreme Court in **Narinder Singh vs. State of Punjab, (2014) 6 SCC 466**, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.0484 dated 31.08.2017 registered under Sections 323, 34 and 498-A IPC at Police Station S.G.M. Nagar, District Faridabad and all proceedings arising therefrom, qua the petitioners.

September 08, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No