

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

Sr. No.277

CRM-M-11648-2021

Date of decision: 17.08.2022

Jasvinder Singh

....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. S.K. Yadav, Advocate, for the petitioner.

Mr. Karan Sharma, DAG, Haryana.

Mr. Shadab Ahmad, 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.0221 dated 21.11.2019 registered under Sections 323, 354-A, 406, 498-A and 506 IPC at Police Station Barara, District Ambala and all subsequent proceedings arising out of it on the basis of a compromise dated 11.05.2020 (Annexure P-3).

On 15.03.2021 this Court had directed the parties to appear before the Illaqa Magistrate on 31.03.2021 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 with regard to total number of accused involved in this case and his/their status of being proclaimed offender/person.

As directed, report dated 02.04.2021 from the Judicial Magistrate, Ist Class, Ambala, 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; no other criminal case is pending against the petitioner; the petitioner is the only accused in the present case and he had never been declared a proclaimed offender/person.

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.0221 dated 21.11.2019 registered under Sections 323, 354-A, 406, 498-A and 506 IPC at Police Station Barara, District Ambala and all proceedings arising therefrom, qua the petitioner.

August 17, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No