

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 284

CRM-M-19905-2022 (O&M)

Date of decision : 08.08.2022

Ankit Mittal

..... Petitioner

VERSUS

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Abhimanyu, Advocate, for
 Mr.Rajesh Lamba, Advocate, for the petitioner.

 Mr.Karan Sharma, DAG, Haryana.

 Ms.Rinky Gupta, Advocate, for
 Mr.P.S.Jammu, Advocate, for respondent No.2.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.56 dated 22.05.2019 registered under Sections 498A, 406, 506, 323 and 341 IPC at Women Police Station, Ballabgarh, District Faridabad on the basis of a written compromise dated 16.04.2022 (Annexure P-2) entered into between the parties.

On 10.05.2022 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court 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 number of persons arrayed as accused; whether any of them is proclaimed offender; whether compromise is genuine, voluntary and without any coercion or undue influence; whether the accused are involved in any other case or not and that how many victims/complainants are there in the FIR.

As directed, report dated 27.05.2022 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; only the petitioner has been arrayed as accused; he has not been declared a proclaimed offender; he is not involved in any other case; the compromise is genuine and voluntary and that respondent No.2 is the only victim/complainant.

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 which arises from a matrimonial dispute as also 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 FIR No.56 dated 22.05.2019 registered under Sections 498A, 406, 506, 323 and 341 IPC at Women Police Station, Ballabgarh, District Faridabad and all proceedings arising therefrom qua the petitioner.

08.08.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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