

CRM-M-22186-2022 (O&M)
Date of Decision: 11.10.2022

Shomit Bhargava

...Petitioner

vs.

State of Haryana and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.ShekhawatPresent : Mr. Amardeep Sheoran, Advocate
for the petitioner.

Mr. Karan Sharma, DAG, Haryana.

Mr.D.P.S.Soura, Advocate
for Mr. Vikram Singh Narwal, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 19 dated 14.02.2022 under Sections 34, 406, 498-A of IPC, registered at Police Station Women, Bhiwani, District Bhiwani alongwith all consequential proceedings arising therefrom on the basis of compromise and affidavit, dated 06.04.2022 (Annexure P-2 and P-3, respectively).

Vide order dated 23.05.2022, while issuing notice of motion, a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Court for getting their statements recorded with respect to the compromise and affidavit, dated 06.04.2022 (Annexure P-2 and P-3, respectively).

Pursuant to aforesaid order, the parties have appeared before the

learned Judicial Magistrate 1st Class, Bhiwani and got their statements recorded. Report dated 30.07.2022 has been received whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence. It has been further intimated that the accused is not involved in any other case.

I have heard counsel for the parties and gone through the case file.

In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged, are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioners.

Resultantly, FIR No. 19 dated 14.02.2022 under Sections 34, 406, 498-A of IPC, registered at Police Station Women, Bhiwani, District Bhiwani alongwith all consequential proceedings arising therefrom on the basis of compromise and affidavit, dated 06.04.2022 (Annexure P-2 and P-3, respectively) are hereby quashed qua the petitioner.

11.10.2022
hemlata

(N.S.SHEKHAWAT)
JUDGE

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