

**IN THE HIGH COURT OF PUNJAB AND HARYANAAT
CHANDIGARH**

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CRM-M-24350-2022

Date of decision : 15.12.2022

Harpreet Singh and Anr

..... Petitioners

V/S

State of Haryana and Anr

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Ashish K.Gupta, Advocate, for the petitioners.

Ms. Deepshikha Chauhan, AAG, Haryana.

Ms. Manjot Kaur, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

The petitioners- Harpreet Singh and Kuldeep Kumar have filed the instant petition under Section 482 of Cr.P.C. for quashing of FIR No.93 dated 09.06.2017, registered under Sections 354-D(2), 509 of IPC (Section 406, 498-A, 467, 468, 471, 120-B of IPC and Section 67 of I.T.Act added later on and Section 354-D(2) has been deleted) at Police Station Saha, District Ambala and all the subsequent proceedings arising therefrom, on the basis of compromise between the parties.

As per the facts of the case, the complainant-Sapna gave her statement to the police that she is a married lady having a daughter who is eight months old. She got married on 19.11.2015. She belongs to a poor family and her father has already expired. She is living in her

her husband was not good towards her. Her reputation was spoiled by sending vulgar messages and photographs. She was receiving the said messages from unknown numbers, as detailed in the FIR. Thereafter, she changed her mobile number and she again started receiving the said messages on the new number, which was not known to any outsider. Therefore, she suspected that the said messages were being sent by her husband-Harpreet Singh (petitioner No.1). The inquiry was conducted and the present FIR was registered.

The petitioners filed this petition for the quashing of aforesaid FIR on the basis of compromise. The petitioners and respondent No.2 were directed to appear before the trial Court/Illaq Magistrate for recording their statements on the basis of compromise. The detailed report regarding compromise has been received from the the court of Judicial Magistrate First Class, Ambala dated 19.07.2022. The statement of respondent No.2 has been recorded, where she confirmed the compromise with the petitioners. She confirmed that this compromise has been effected without any pressure, coercion from any side and she has no objection regarding quashing of FIR

The petitioners-Harpreet Singh and Kuldeep Kumar also confirmed this fact in their statement. The statement of ASI Parmod Singh is also recorded who further confirmed that the accused are neither involved in any other case nor have been declared as proclaimed offenders.

Therefore, from the report of Judicial Magistrate, First Class, Ambala, it is clear that the compromise has been effected between the parties without any pressure, coercion or undue influence, which is acceptable to both the parties. The dispute is between husband

and wife. They have amicably settled their dispute. Therefore, no purpose would be served with the continuation of criminal proceedings.

Therefore considering these facts the petition filed by the petitioners is accepted and FIR No.93 dated 09.06.2017, registered under Sections 354-D(2), 509 of IPC (Section 406, 498-A, 467, 468, 471, 120-B of IPC and Section 67 of I.T.Act added and Section 354-D (2) IPC deleted later on) at Police Station Saha, District Ambala and the consequential proceedings arising therefrom are quashed.

Accordingly, the present petition stands disposed of.

(AMARJOT BHATTI)
JUDGE

15.12.2022
Sunil Devi

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No