

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

(Sr. No. 263)

CRM-M No. 24112 of 2020

Date of decision : 27.04.2022

Shivam Kalra

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Kartik, Advocate for
Mr. Baljeet Beniwal, Advocate for the petitioner.
Ms. Sheenu Sura, DAG, Haryana.
Mr. Gurdeep Singh Nehra, Advocate for
Mr. Prashant Singh Chauhan, 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.1231 dated 30.12.2017 registered under Sections 498-A, 406 and 34 IPC at Police Station Saran, district Faridabad on the basis of the compromise between the parties.

On 24.08.2020, this Court had directed the parties to appear before the Illaqa Magistrate/trial Court on 26.08.2020 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 veracity of the compromise between the parties as also to apprise this Court whether P.O. proceedings are pending against any of the accused.

As directed, report dated 27.08.2020 from the Judicial

Magistrate First 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 and that no proclamation proceedings are pending against the petitioner.

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 arises out of 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 Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and others, 2007 (3) RCR (Criminal) 1052*, this Court deems it just and proper to allow the petition and resultantly quash FIR No.1231 dated 30.12.2017 registered under Sections 498-A, 406 and 34 IPC at Police Station Saran, district Faridabad and all proceedings arising therefrom qua the petitioner.

27.04.2022
sunil yadav

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No