

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

244

**CRM-M-53913-2021
Date of decision: 23.02.2022**

Puneet

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Aditya Sanghi, Advocate
for the petitioners.

Mr. Karan Sharma, DAG, Haryana
for respondent No.1-State.

Mr. Lokesh Sharma, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.517 dated 02.08.2020 lodged under Sections 498-A, 506, 406, 34, 420, 467 and 468 IPC registered at Police Station Shivaji Colony, District Rohtak and the consequential proceedings arising out of the same, on the basis of compromise dated 05.12.2021 (Annexure P-2) arrived at, between the parties.

Learned counsel for the petitioner submits that the FIR in question emanates from a matrimonial dispute between the parties. Further submits that the matter has been amicably settled between the parties vide Annexure P-2 (compromise-deed dated 05.12.2021) and the married between the parties also stands dissolved under Section 13-B of the Hindu Marriage Act, 1955.

Learned counsel appearing for respondent No.2 does not dispute the submissions made by counsel opposite and also does not

oppose the quashing of the FIR on the basis of compromise.

Vide order dated 23.12.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 14.01.2022 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Judicial Magistrate, Ist Class, Rohtak, in pursuance to the direction of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made a statement to the effect that she would have no objection if the FIR *qua* the accused-petitioner is quashed.

The trial Court has annexed the statements of the parties in original, alongwith its report.

Learned State counsel too submits that there are eight other accused other than the petitioner, however, only the petitioner was found involved in the present case and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned Judicial Magistrate, Ist Class, Rohtak and the principles laid down by the Apex Court in ***Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Narinder Singh and others Vs. State of Punjab and another, 2014(2) RCR (Criminal) 482***, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

23.02.2022

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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