

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 116

CRM-M-7262-2019

Date of decision : 02.09.2022

Neeraj

..... Petitioner

VERSUS

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioner.

Mr.Karan Sharma, DAG, Haryana.

Ms.Nupur Sood, Advocate,

Legal aid counsel 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.0020 dated 21.01.2015 registered under Sections 498-A and 406 IPC at Police Station, Beri, District Jhajjar on the basis of a written compromise/settlement dated 27.09.2017 (Annexure P-2) entered into between the parties.

On 15.02.2019 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 and whether the compromise is genuine, voluntary and without any coercion or undue influence.

As directed, report dated 27.03.2019 from the Judicial Magistrate Ist Class, Jhajjar 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 is arrayed as accused; he has never been

declared a proclaimed offender and that the parties have entered into compromise genuinely, voluntarily and without any coercion or undue influence.

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.0020 dated 21.01.2015 registered under Sections 498-A and 406 IPC at Police Station, Beri, District Jhajjar and all proceedings arising therefrom qua the petitioner.

02.09.2022  
shamsher

[DEEPAK SIBAL]  
JUDGE

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