

Date of decision: 21.03.2024

...PETITIONER

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

Present: Ms. Alisha Soni, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Davinder Singh Khurana, Advocate for
Ms. Priya Bhatti, Advocate for respondent Nos.2 and 3.

HARPREET SINGH BRAR J. (ORAL)

This second petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0092 dated 10.02.2022 under Sections 323/324/34/506/509 of IPC registered at Police Station Old Industrial, District Panipat (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 01.02.2024 (Annexure P-5).

2. The following order was passed on 14.02.2024 :-

“This second petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0092 dated 10.02.2022 under Sections 323/324/34/506/509 of IPC registered at Police Station Old Industrial, District Panipat (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 01.02.2024 (Annexure P-5).

Notice of motion.

At this stage, on the asking of the Court, Ms. Geeta Sharma, DAG, Haryana, accepts notice on behalf of respondent No.1-State and Ms. Priya Bhati, Advocate accepts notice for respondents No.2 & 3 and files her memorandum of appearance and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day. Counsel appearing for

respondents No.2 & 3 is directed to file power of attorney by the next date of hearing.

Service is complete.

Now the parties are directed to appear before the learned trial Court/Illaqa Magistrate within two weeks from today or any other date convenient to the trial Court/Illaqa Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaqa Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 21.03.2024. A copy of the order be sent to learned trial Court/Illaqa Magistrate through fax for compliance.”

3. In compliance of the above order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in *Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834* and *Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63* and Full Bench of this Court in *Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (CrL) 1052*, this petition is allowed and FIR No.0092 dated 10.02.2022 under Sections 323/324/34/506/509 of IPC registered at Police Station Old Industrial, District Panipat (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

March 21, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

- | | | |
|------|---------------------------|--------|
| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |