



250 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-16043-2024 (O&M)

Date of decision: 08.07.2024

ABUBHAV AGARWAL AND OTHERS

...PETITIONERS

V/S

STATE OF HARYANA AND ANOTHER

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Yashovardhan Swarup, Advocate and
Mr. Vivek Sheoran, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG Haryana.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.0254 dated 18.05.2019 under Sections 498-A/323/506/377/406 of Indian Penal Code registered at Police Station Hodal, District Palwal, Haryana (Annexure P-1) and investigation report dated 17.10.2019 (Annexure P-2) along with all subsequent proceedings arising therefrom.

2. The following order was passed on 03.04.2024:

"This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0254 dated 18.05.2019 under Sections 498-A/323/506/377/406 of IPC registered at Police Station Hodal, District Palwal, Haryana (Annexure P-1) and investigation report dated 17.10.2019 (Annexure P-2) along with all subsequent proceedings arising therefrom.

Notice of motion for 06.05.2024.

At this stage, on the asking of the Court, Ms. Geeta Sharma, DAG, Haryana, Punjab accepts notice on behalf of respondent No.1-State. Copy of the paper book be supplied to her during the course of day. Learned counsel for the petitioners undertakes to secure the presence of respondent No.2 before the learned trial Court at the time of recording the statement.

Service is complete.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from

today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq 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. 06.05.2024.

A copy of the order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

3. Thereafter vide order dated 06.05.2024, parties were again directed to appear before the jurisdictional Magistrate and get their statements recorded in support of the compromise.

4. In compliance of the aforesaid orders, a report dated 02.07.2024 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.

5. 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 (CrI.) 1052**, this petition is allowed and FIR No.0254 dated 18.05.2019 under Sections 498-A/323/506/377/406 of Indian Penal Code registered at Police Station Hodal, District Palwal, Haryana (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

July 08, 2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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