



224 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18694-2024 (O&M)
Date of decision: 20.05.2024

JAGDEEP SINGH

...PETITIONER

V/S

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Himanshu Garg, Advocate for
Mr. Aditya Sanghi, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG Haryana.

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

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. 56 dated 09.11.2019 under Sections 323/34/376(2)(n)/406/498-A/506 of IPC registered at Police Station Women, Hisar, District Hisar and all consequential proceedings arising therefrom on the basis of compromise.

2. The following order was passed on 18.04.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.56 dated 09.11.2019 under Sections 323/34/376(2)(n)/406/498-A/506 of IPC registered at Police Station Women, Hisar, District Hisar (Annexure P-1) as well as final report under Sectoin 173 Cr.P.C. (Annexure P-2) along with all subsequent proceedings arising therefrom on the basis of compromise.

Learned counsel for the petitioner inter alia contends that the FIR (supra) has been registered due to matrimonial discord between the petitioner and respondent No.2 and now with the intervention of respectables, both of them have resolved their dispute amicably. The dispute is purely private in nature and decree of



divorce under Section 13-B of the Hindu Marriage Act by way of mutual consent has already been passed in favour of them.

Notice of motion for 20.05.2024.

At this stage, on the asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Mr. Saurabh Sharma, Advocate accepts notice for respondent No.2 and files his vakalatnama and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

In the meanwhile, 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. 20.05.2024.

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

3. In compliance of the aforesaid 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 (CrI.) 1052**, this petition is allowed and FIR No. 56 dated 09.11.2019 under Sections 323/34/376(2)(n)/406/498-A/506 of IPC registered at Police Station Women,



Hisar, District Hisar and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

May 20, 2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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