



218 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20724-2024 (O&M)

Date of decision: 28.05.2024

PAWAN DEEP AND OTHERS

...PETITIONERS

V/S

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Hardeep Singh Dhillon, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG Haryana.

Mr. Virender Kumar, 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.126 dated 01.10.2020 under Sections 323, 406, 498-A, 506 of IPC, registered at Women Police Station Kaithal, District Kaithal (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 12.04.2024 (Annexure P-2).

2. The following order was passed on 26.04.2024:

“CRM-18077-2024

Present application has been filed under Section 482 Cr.P.C. for grant of permission to petitioner No.1 to record his statement, in support of the compromise, through his father-Special Power of Attorney Baljeet Singh (petitioner No.2).

Learned counsel for the petitioners submits that petitioner No.1 is residing abroad and he is unable to come to India for recording his statement in support of the compromise, therefore, it is prayed that statement of petitioner No.1 be recorded through his father-Special Power of Attorney/petitioner No.2.

In view of the above, instant application is allowed and petitioner No.1 is permitted to record his statement, in support of the



compromise, through his father-Special Power of Attorney Baljeet Singh-petitioner No.2.

CRM-M-20724-2024

This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.126 dated 01.10.2020 under Sections 323, 406, 498-A, 506 of IPC, registered at Women Police Station Kaithal, District Kaithal (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 12.04.2024 (Annexure P-2).

Notice of motion for 28.05.2024.

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Mr. Virender Kumar, Advocate accepts notice for respondent No.2 and files Power of Attorney, which is taken on record. 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/Illaq Magistrate within four 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.

A copy of the order be sent to learned trial Court/Illaq 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.126 dated 01.10.2020 under Sections 323, 406, 498-A, 506 of IPC, registered at Women Police Station Kaithal, District Kaithal and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

May 28, 2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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