



215 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20579-2024 (O&M)
Date of decision: 28.05.2024

MANDEEP KUMAR AND OTHERS

...PETITIONERS

V/S

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Ankur Mehta, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG Haryana.

Mr. Abhinav Mahant, 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.322 dated 14.04.2022 under Sections 323/354/377/406/498-A/506 of IPC registered at Police Station Yamunanagar, District Yamunanagar (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 19.04.2024 (Annexure P-2).

2. The following order was passed on 25.04.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.322 dated 14.04.2022 under Sections 323/354/377/406/498-A/506 of IPC registered at Police Station Yamunanagar, District Yamunanagar (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 19.04.2024 (Annexure P-2).

Learned counsel for the petitioner inter alia submits that the dispute between the petitioner and respondent No.2 is purely private and they have compromised the matter



and have already filed a petition under Section 13-B of the Hindu Marriage Act seeking dissolution of marriage with mutual consent.

Notice of motion for 28.05.2024.

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. Abhinav Mahant, Advocate accepts notice for respondent No.2 and files his power of attorney 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/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. 28.05.2024.

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.322 dated 14.04.2022 under Sections

323/354/377/406/498-A/506 of IPC registered at Police Station Yamunanagar, District Yamunanagar 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
(ii) Whether reportable

Yes/No
Yes/No