



Notice of motion.

Mr. Arjun Lakhanpal, Addl. A.G., Haryana accepts notice on behalf of respondent No.1-State and Mr. Harsh Chopra, Advocate accepts notice on behalf of respondent No.2 and has filed his memo of appearance. The same is taken on record. He has admitted the factum of compromise effected between the parties. However, he requested that since respondent No.2 is presently residing in England, therefore, her statement may be recorded through video conferencing facility. He also seeks time to file his vakalatnama.

The petitioners and Investigating Officer are directed to appear before the Illaqa Magistrate/trial Court on 03.07.2024 or any other future date as per its convenience or on request of the parties for getting their statements recorded with regard to the compromise. The trial Court shall ensure the recording of the statement of respondent No.2 through video conferencing facilities, in the manner prescribed by law, subject to the condition that her counsel shall remain present in person before the trial Court at the time of recording of her statement for identification purpose, on the date fixed or any other date as per its convenience but prior to date fixed by this Court. However, it is made clear that no further adjournment shall be granted to the parties for that purpose. The Illaqa/Duty Magistrate shall submit the report on or before the next date of hearing. The report be forwarded to this Court specifying the following:-

- 1. The number of accused arraigned in the FIR and how many have appeared before it and have made statements and whether any accused is absconding/proclaimed persons, in the case;*
- 2. the name of the complainant and injured/aggrieved and whether all of them have appeared and made their statements in support of the compromise;*
- 3. the stage of trial/proceedings pending;*
- 4. if the compromise is genuine, voluntary and out of free will of the parties.*
- 5. Whether any other criminal case pending against the accused.*



Report of Illaqa/Duty Magistrate be awaited for 30.07.2024.

Vakalatnama on behalf of respondent No.2 be also filed till then.”

3. In compliance of aforesaid order, *vakalatnama* on behalf of respondent No.2 has been filed by Mr. Digvijay Singh Kadian, Advocate, which is taken on record and 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.32, dated 08.07.2020 registered under Sections 384, 406, 498-A, 506 and 34 of IPC (Section 384 IPC deleted during investigation) at Police Station Women, District Fatehabad (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

July 30, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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