

CRM-M-28146-2023

2024:PHHC:107075



**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

272

CRM-M-28146-2023

Date of decision: August 20, 2024

KRITI VERMA AND ANOTHER

....Petitioners

Versus

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present:- Mr. Satvinder Singh, Advocate for
Ms. Divya Gulati, Advocate for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Pankaj Bali, Advocate for respondent no.2.

HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 88 dated 14.03.2023 under Sections 313,323/354-A/377/406/498-A and 506 of Indian Penal Code registered at Police Station Mullana, District Ambala (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 04.04.2023 (Annexure P-3).

2. The following order was passed on 03.04.2024

“This petition has been filed under Section 482 Cr.P.C. seeking of FIR No.88 dated 14.03.2023 under Sections quashing 313/323/354-A/377/406/498-A/506 of IPC registered at Police Station Mullana, District Ambala (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 04.04.2023 (Annexure P-3).

Ms. Divya Gulati, Advocate puts in appearance on behalf of the petitioners and files her vakalatnama along with 'no objection' from the counsel who has filed the petition and the same is taken on record.

Learned counsel for the petitioners inter alia contends that the FIR (supra) was lodged due to matrimonial dispute between petitioner No.2 and respondent No.2 and the dispute is purely private in nature. He further submits that the matter now stands compromised amicably.

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 petitioner 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 otherdate 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. Vide order dated 06.05.2024, the parties were again directed to appear before the concerned jurisdictional Magistrate for recording their statements qua the compromise in terms of order dated 03.04.2024 on 13.08.2024.

4. In compliance of the aforesaid orders, 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.

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 (Crl.) 1052**, this petition is allowed and FIR No. 88 dated 14.03.2023 under Sections 313,323/354-A/377/406/498-A and 506 of Indian Penal Code registered at Police Station Mullana, District Ambala (Annexure P-1) along with all subsequent proceedings arising out of the same are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

August 20, 2024
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Whether speaking/reasoned
Whether reportable:

Yes
No