



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-29294-2024
Date of decision: 20.09.2024

AMIT KUMAR ..PETITIONER
Versus

STATE OF HARYANA AND ANOTHER ...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Nikhil Vats, Advocate for the petitioner.
(through video-conferencing).

Ms. Vikas Bhardwaj, DAG, Haryana.

Mr. S.K. Chauhan, 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.262 dated 09.06.2022 registered under Sections 498-A, 406, 376, 511, 377, 506 and 34 of IPC at Police Station Sampla, Rohtak (later on challan presented under Sections 377, 498-A, 406, 506 of IPC) and all subsequent proceedings arising therefrom in view of the compromise dated 13.05.2024 (Annexure P-2).
2. The following order was passed on 11.07.2024:-
- “Mr. S.K. Chauhan, Advocate has put in appearance on behalf of respondent No.2 and filed his vakalatnama which is taken on record. Registry is directed to tag the same at the appropriate place.*



Learned counsel for respondent No.2 submits that the terms and conditions of the compromise are yet to be complied by the petitioner. The balance amount as per the settlement deed is still pending and only one installment of Rs.5,00,000/- has been paid to respondent No.2.

Adjourned to 20.09.2024.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within six 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. 20.09.2024.

It is clarified that in case, the petitioner fails to abide by the terms and conditions of the settlement, respondent No.2 would be at liberty to file appropriate application for revival of the FIR (supra).

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

3. In compliance of the above 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.262 dated 09.06.2022 registered under Sections 498-A, 406, 376, 511, 377, 506 and 34 of IPC at Police Station Sampla, Rohtak (later on challan presented under Sections 377, 498-A, 406, 506 of IPC) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

20.09.2024
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(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No