

CRM-M-32044-2022 (O & M)
Date of decision: 07.05.2024

...PETITIONERS

V/S

...RESPONDENTS

Present: Mr. Vishal Nehra, Advocate for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Mukul Khatri, Advocate for respondent No.2.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.740 dated 28.11.2019 registered under Sections 323, 406, 498-A read with Section 34 IPC at Police Station Sadar Palwal (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise.

2. The following order was passed on 03.04.2024 :-

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.740 dated 28.11.2019 registered under Sections 323, 406, 498-A read with Section 34 IPC at Police Station Sadar Palwal (Annexure P-1) along with all subsequent proceedings arising therefrom.

Learned counsel for the petitioners inter alia contends that the matter has been compromised between the parties and now respondent No.2 is residing with her husband i.e. petitioner No.2.

Accordingly, this petition be treated as petition on the basis of compromise. Registry is directed to do the needful.

Adjourned to 07.05.2024.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaga Magistrate within two weeks from

today or any other date convenient to the trial Court/Illaq
Magistrate, to get recorded their statements 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.
07.05.2024.

A copy of the order be sent to learned trial Court/Illaq
Magistrate through fax for compliance. Counsel for the petitioners
is directed to ensure the presence of respondent No.2, at the time of
recording the statement.”

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 (Crl.) 1052, this petition
is allowed and FIR No.740 dated 28.11.2019 registered under Sections 323,
406, 498-A read with Section 34 IPC at Police Station Sadar Palwal (Annexure
P-1) and all subsequent proceedings arising out of the same are quashed, qua
the petitioners.
5. Pending miscellaneous application(s), if any, also stand(s)
disposed of.

May 07, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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