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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-34921-2024 (O&M)
Date of decision: 27.08.2024

Nitin

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR JUSTICE HARPREET SINGH BRAR

Present: Mr. Sunil Goswami, Advocate
for the petitioner.

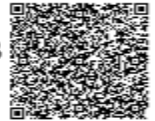
Mr. Vikas Bhardwaj, AAG, Haryana
for respondents No.1 & 2.

Mr. Kamaldeep Singh Redhu, Advocate
for respondent No.3.

HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.109 dated 03.08.2023 under Sections 34, 354-A, 376, 377, 406, 498-A, 506, 511 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Women Police Station Jind, District Jind (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of joint petition for mutual divorce dated 22.05.2024

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(Annexure P-3) and joint statement of the parties dated 04.07.2024 (Annexure P-4).

2. The following order was passed on 23.07.2024 : -

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.109 dated 03.08.2023 under Sections 34, 354-A, 376, 377, 406, 498-A, 506, 511 of IPC, registered at Women Police Station Jind, District Jind (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of joint petition for mutual divorce dated 22.05.2024 (Annexure P-3) and joint statement of the parties dated 04.07.2024 (Annexure P-4).

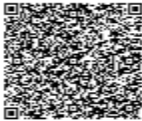
Notice of motion for 27.08.2024.

At this stage, on asking of the Court, Mr. Ranvir Singh Arya, Addl. AG, Haryana accepts notice on behalf of respondents No.1 & 2-State and Mr. Kamaldeep Singh Redhu, Advocate accepts notice for respondent No.3 and files Power of Attorney, which is taken on record. 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.

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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 (Crl.) 1052*, this petition is allowed and FIR No.109 dated 03.08.2023 under Sections 34, 354-A, 376, 377, 406, 498-A, 506, 511 of IPC, registered at Women Police Station Jind, District Jind and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

[HARPREET SINGH BRAR]
JUDGE

27.08.2024
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No