



260 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-36162-2024 (O&M)
Date of Decision: 29.08.2024

DINESH CHANDRA AND ANOTHER

...PETITIONERS

V/S

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. R.B. Gupta, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG Haryana.

Mr. Hardeep Singh Brar, Advocate
for respondent No. 2.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita seeking quashing of FIR No. 0230 dated 03.10.2022
under Sections 34, 354-A, 377, 406, 498-A, 506 of IPC (challan under Section
377 of IPC was not filed), registered at Women Police Station NIT, Faridabad
(Annexure P-1) along with all subsequent proceedings arising therefrom on the
basis of compromise dated 15.03.2024 (Annexure P-2).

2. The following order was passed on 30.07.2024:

*“This petition has been filed under Section 482
Cr.P.C. seeking quashing of FIR No.230 dated 03.10.2022
under Sections 34, 354-A, 377, 406, 498-A, 506 of IPC (challan
under Section 377 of IPC was not filed), registered at Women
Police Station NIT, Faridabad (Annexure P-1) along with all
subsequent proceedings arising therefrom on the basis of
compromise dated 15.03.2024 (Annexure P-2).*

Notice of motion for 29.08.2024.



2

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Mr. Hardeep Singh Brar, Advocate accepts notice for respondent No.2 and files Memorandum of Appearance, which is taken on record. He undertakes to file Vakalatnama in the Registry before the next date of hearing. 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/Illaqa Magistrate within two weeks from today or any other date convenient to the trial Court/Illaqa Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaqa 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.

A copy of the order be sent to learned trial Court/Illaqa 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. 0230 dated 03.10.2022 under Sections 34, 354-A, 377, 406, 498-A, 506 of IPC (challan under Section 377 of

IPC was not filed), registered at Women Police Station NIT, Faridabad (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

29.08.2024

Ajay Goswami

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