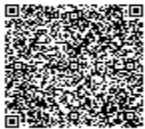


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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38756-2024 (O&M)
Date of decision: 12.09.2024

Sudhir and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR JUSTICE HARPREET SINGH BRAR

Present: Mr. Ashwani Gaur, Advocate and
Ms. Shivangi Sharma, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Arun Kumar Singal, Advocate
for respondent No.2.

HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.95 dated
03.05.2021 under Sections 34, 354, 377, 406, 498-A of the Indian Penal
Code, 1860 (for short 'IPC'), registered at Police Station Bahu Akbarpur,
District Rohtak (Annexure P-1) along with all subsequent proceedings

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arising therefrom on the basis of first motion statement of the parties recorded in the petition filed under Section 13-B of Hindu Marriage Act, 1955 (Annexure P-3)

2. The following order was passed on 12.08.2024 : -

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.95 dated 03.05.2021 under Sections 34, 354, 377, 406, 498-A of IPC, registered at Police Station Bahu Akbarpur, District Rohtak (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of first motion statement of the parties recorded in the petition filed under Section 13-B of Hindu Marriage Act, 1955 (Annexure P-3).

Notice of motion for 12.09.2024.

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Mr. Arun Kumar Singal, Advocate accepts notice for respondent No.2 and files Power of Attorney, which is taken on record. Copy of the paper book be supplied to them during the course of day.

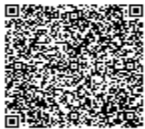
Service is complete.

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.

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

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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.95 dated 03.05.2021 under Sections 34, 354, 377, 406, 498-A of IPC, registered at Police Station Bahu Akbarpur, District Rohtak and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

[HARPREET SINGH BRAR]
JUDGE

12.09.2024
vishnu

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