



235-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46846-2024
Date of decision: 12.12.2024

MANNU PAL

V/S

STATE OF HARYANA AND ANOTHER

...PETITIONER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Pankaj Bali, Advocate for the petitioner.
Mr. Vikas Bhardwaj, AAG, Haryana.
Mr. Sikandh Mehta, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.35 dated
11.06.2020 under Sections 323, 406, 498-A of IPC, registered at Police Station
Women Karnal, District Karnal (Annexure P-1) and charge sheet dated
22.12.2021 (Annexure P-2) as well as all subsequent proceedings arising
therefrom on the basis of compromise dated 03.08.2024 (Annexure P-3).

2. The following order was passed on 19.09.2024 :-

*“This petition has been filed under Section 528 of
Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of
FIR No.35 dated 11.06.2020 under Sections 323, 406, 498-A of
IPC, registered at Police Station Women Karnal, District Karnal
(Annexure P-1) and charge sheet dated 22.12.2021 (Annexure P-2)
as well as all subsequent proceedings arising therefrom on the
basis of compromise dated 03.08.2024 (Annexure P-3).*

Notice of motion for 24.10.2024.

*At this stage, on asking of the Court, Ms. Geeta Sharma,
DAG, Haryana accepts notice on behalf of respondent No.1-State
and Mr. Sikandh Mehta, 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/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. Thereafter on 24.10.2024, the parties were again directed to appear before the jurisdictional/Illaqa Magistrate within a period of two weeks. In compliance of the aforesaid orders, 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.35 dated 11.06.2020 under Sections 323, 406, 498-A of IPC, registered at Police Station Women Karnal, District Karnal (Annexure P-1) and charge sheet dated 22.12.2021 (Annexure P-2) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

December 12, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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