

CRM-M-49717-2023
Date of decision: 07.05.2024

...PETITIONER

V/S

...RESPONDENTS

Present: Mr. D.P.S. Joura, Advocate for
Mr. J.P. Jangu, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Kamal Chaudhary, 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.264 dated 31.12.2018 registered under Sections 406 and 498-A of IPC, registered at Police Station Palla, District Faridabad (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 08.07.2023 (Annexure P-2).
2. The following order was passed on 05.04.2024 :-

“Mr. Kamal Chaudhary, Advocate has put in appearance on behalf respondent No. 2 and filed his memo of appearance and seeks some time for filing his power of attorney. Learned counsel for respondent No. 2, however, admits the factum of compromise. Service is complete.

In the meantime, Parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of two weeks or any other date convenient to the trial Court/Illaq Magistrate to get their statements recorded regarding the compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of the

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 this order be sent to learned trial Court/Illqa Magistrate through fax for compliance.”

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.264 dated 31.12.2018 registered under Sections 406 and 498-A of IPC, registered at Police Station Palla, District Faridabad (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

May 07, 2024
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(HARPREET SINGH BRAR)
JUDGE

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