

CRM-M-47750-2024
Date of decision: 11.11.2024

DHEERAJ KAPOOR

...PETITIONER

V/S

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Vishva Nath Sharma, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Mohit Kumar, Advocate
for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of FIR No.99 dated 27.12.2022 under Sections 323, 34, 406, 498-A, 506 of IPC, registered at Women Police Station Gurugram, District Gurugram (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 10.09.2024 (Annexure P-2).

2. The following order was passed on 24.09.2024 :-

“This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of FIR No.99 dated 27.12.2022 under Sections 323, 34, 406, 498-A, 506 of IPC, registered at Women Police Station Gurgaon, District Gurugram (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 10.09.2024 (Annexure P-2).

Notice of motion for 11.11.2024.

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State



and Mr. Mohit Kumar, Advocate accepts notice for respondent No.2 and files his Vakalatnama, 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 on or before the date fixed i.e. 10.10.2024 before learned Court below, 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 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.99 dated 27.12.2022 under Sections 323, 34, 406, 498-A, 506 of IPC, registered at Women Police Station Gurgaon, District Gurugram (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

November 11, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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