

CRM-M-53559-2023
Date of decision: 06.05.2024

...PETITIONERS

V/S

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. J.S. Kang, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Sushil Jain, 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.11 dated 12.01.2016, registered under Sections 354-A, 406, 498-A IPC 1860 (Section 354-A was deleted later on) at Police Station Civil Line, Sonipat (Annexure P-1) and all subsequent proceedings arising out of the same, on the basis of compromise dated 01.08.2023 (Annexure P-2).
2. The following order was passed on 02.04.2024 :-

“Instant petition has been filed under Section 482 of Cr.P.C. seeking quashing of the FIR No. 11 dated 12.01.2016, registered under Sections 354-A, 406, 498-A IPC 1860 (Section 354-A was deleted later on) at Police Station Civil Line, Sonipat (Annexure P-1) and all subsequent proceedings arising out of the same, on the basis of compromise/settlement dated 01.08.2023 (Annexure P-2).

Mr. Sushil Jain, Advocate has put in appearance on behalf of respondent No. 2 and filed power of attorney. The same is taken on record. He admits the factum of compromise.

Service is complete.

In the meantime, Parties are directed to appear before the learned trial Court/Illaga 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. 04.05.2024.

A copy of this order be sent to learned trial Court/Illaq 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.11 dated 12.01.2016, registered under Sections 354-A, 406, 498-A IPC 1860 (Section 354-A was deleted later on) at Police Station Civil Line, Sonipat (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

May 06, 2024
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(HARPREET SINGH BRAR)
JUDGE

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