

CRM-M-50669-2024
Date of decision: 19.11.2024

...PETITIONERS

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

Present: Mr. Viney Saini, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

1. This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.344 dated 15.11.2022 under Sections 406 & 498-A of IPC, registered at Police Station Barara, District Ambala (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 17.09.2024 (Annexure P-2).

2. The following order was passed on 15.10.2024 :-

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.344 dated 15.11.2022 under Sections 406 & 498-A of IPC, registered at Police Station Barara, District Ambala (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 17.09.2024 (Annexure P-2).

Notice of motion for 19.11.2024.

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State. Copy of the paper book be supplied to her during the course of day.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaga 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.

Learned counsel for the petitioners undertakes to secure presence of respondent No.2 at the time of recording the statement in terms of the compromise.

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.344 dated 15.11.2022 under Sections 406 & 498-A of IPC, registered at Police Station Barara, District Ambala (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

November 19, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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