

CRM-M-52554-2024
Date of decision: 17.12.2024

...PETITIONER

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

Present: Mr. Arun Sharma, Advocate for the petitioner.
Mr. Vikas Bhardwaj, AAG, Haryana.

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.286 dated 06.06.2022 under Sections 323, 406, 498-A, 506 of the Indian Penal Code, 1860, registered at Police Station Pataudi, District Gurugram (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise/joint statement dated 21.08.2024 recorded by the petitioner and respondent No.2 in the divorce petition filed under Section 13-B of Hindu Marriage Act, 1955 (Annexure P-3).

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.286 dated 06.06.2022 under Sections 323, 406, 498-A, 506 of the Indian Penal Code, 1860, registered at Police Station Pataudi, District Gurugram (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise/joint statement dated 21.08.2024 recorded by the petitioner and respondent No.2 in the divorce petition filed under Section 13-B of Hindu Marriage Act, 1955 (Annexure P-3).

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



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/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.

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

A copy of this order be sent to learned trial Court/Illaqa 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.286 dated 06.06.2022 under Sections 323, 406, 498-A, 506 of the Indian Penal Code, 1860, registered at Police Station Pataudi, District Gurugram (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

December 17, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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