



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

297

CRM-M-58258-2023 (O&M)
Date of decision: 22.05.2024

PARTH TALWAR AND OTHERS

...Petitioners

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present : Ms. Veena Hooda, Advocate
for the petitioners.

Ms. Mayuri Lakhanpal Kalia, DAG, Haryana.

Mr. Nikhil Mittal, Advocate for
Mr. Bijuli Sinha, Advocate
for respondent No.2.

HARPREET KAUR JEEWAN , J.

[1] The present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.256 dated 15.06.2023, under Sections 323, 34, 354, 377, 406, 498-A, 506 IPC registered at Police Station Sector 13/17, District Panipat (Annexure P-1), on the basis of mutual compromise deed dated 20.01.2024 (Annexure P-4) executed between the parties.

[2] Learned counsel for the petitioners *inter alia* contends that the FIR was registered at the instance of respondent No.2 on account of a matrimonial dispute between the parties. He further contends that the matter has been settled



between the petitioners and respondent No.2 and an affidavit (Annexure P-2) has been executed by the respondent No.2 as well as mutual compromise deed dated 20.01.2024 (Annexure P-4) has also been executed between the parties. He submits that both the parties are living together, as such, respondent No.2 does not want to take any action in the present FIR.

[3] Learned counsel appearing on behalf of respondent No.2 has confirmed the factum of compromise between the parties.

[4] Learned State counsel has not raised any objection regarding the acceptance of the present petition.

[5] On 06.02.2024, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[6] As per the report dated 03.04.2024 received from the Judicial Magistrate 1st Class, Panipat forwarded through the office of District and Sessions Judge, Panipat, compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. Petitioners are not involved in any other FIR except the present FIR and have not been declared as 'Proclaimed Offenders'. As per the statement of the concerned Investigating Officer L/ASI Seema, the complaint was filed against 3 persons and final report under Section 173(2) Cr.P.C was filed only against the accused persons namely Parth Talwar, Yashpal Bakshi and Neelam alias Neelu Bakshi.

[7] The matrimonial dispute between the parties stands settled. Keeping in view the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in

Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543 and the



decision of Hon'ble the Full Bench of this Court in **Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052**, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[8] Consequently, this petition is allowed and FIR No.256 dated 15.06.2023, under Sections 323, 34, 354, 377, 406, 498-A, 506 IPC registered at Police Station Sector 13/17, District Panipat (Annexure P-1) and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[9] However, the respondent No.2 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise (Annexure P-4) are violated.

[10] Pending miscellaneous application(s), if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

22.05.2024

P.Bhatt

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No