

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

300
2024:PHHC:025315
CRM-M-62818 of 2023
Date of decision: 22.02.2024

RAMESH SHAH AND OTHERS ..PETITIONERS

VS.

THE STATE OF HARYANA AND ANOTHER ..RESPONDENTS

CORAM:HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Ankit Gupta, Advocate
for the petitioners.

Mr. Gurmeet Singh, AAG, Haryana.

Mr. Rajender Vijay, Advocate
for respondent No.2.

HARKESH MANUJA, J.(ORAL)

1. By way of present petition filed under Section 482 Cr.P.C., the petitioners pray for quashing of FIR No.217, dated 11.08.2015, under Sections 498-A, 323, 506, 34 of IPC, registered at Police Station Line Par, District Bhadurgarh (Annexure P-1) and all other subsequent proceedings arising therefrom on the basis of compromise dated 12.01.2023 (Annexure P-2).
2. The FIR in question, is an offshoot of matrimonial discord between petitioner No.1 and respondent No.2-complainant, who have now mutually agreed to part their ways.
3. In pursuance of order dated 14.12.2023 passed by this Court, whereby parties were directed to appear before the Trial Court for getting their statements recorded as regards the veracity of compromise arrived at between them, a report dated 20.01.2024 has been received from the concerned Court,

stating that the compromise has been freely entered into between the parties, without any undue influence, coercion or pressure of any kind. No accused has been declared as proclaimed person.

4. Once, the compromise has been arrived at between the parties without any pressure and respondent No.2 having no objection as regards quashing of FIR as well as all other subsequent proceedings arising out of the same against the petitioners; there does not appear to be any impediment as regards quashing of present FIR qua the petitioners. Even otherwise, in order to maintain peace and harmony between the parties, particularly under the circumstances wherein the alleged offences have no societal interest involved, it would be appropriate to render complete quietus to the aforementioned dispute by quashing the FIR on the basis of compromise entered into between the parties.

5. The parties having settled their dispute so as to live in peace in future, no useful purpose would be served by proceeding further with the criminal proceedings. In the light of above developments, no cause remains for the Trial Court to invest further time and effort in adjudicating this FIR. The compromise in question is even found to be fully in consonance with the direction issued by the Court in ***Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052 and Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543.***

6. Thus, in view of the aforesaid facts, accompanied by statements of both the parties as well as keeping in mind the law laid down in the aforementioned judgments, FIR No.217, dated 11.08.2015, under Sections 498-A, 323, 506, 34 of IPC, registered at Police Station Line Par, District Bhadurgarh as well as all subsequent proceedings arising therefrom are hereby

quashed qua the petitioners.

7. Accordingly, petition stands allowed subject to payment of costs of Rs.5000/- to be deposited by the petitioners with the Poor Patient Welfare Fund, PGIMER, Chandigarh within a period of two weeks from the date of receipt of certified copy of this order.

22.02.2024
Poonam Sharma

(HARKESH MANUJA)
JUDGE

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