



259

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-59903-2024

Date of Decision: 17.12.2024

Manoj Singh and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Nitin Verma, Advocate for
Mr. Nitish K. Vasudeva, Advocate for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

None for the complainant.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.148 dated 21.11.2021 under Sections 313, 34, 406, 498-A, 506, 509 of IPC, registered at Women Police Station Faridabad (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise/Memorandum of Understanding dated 02.03.2023 (Annexure P-2).

2. The following order was passed on 29.11.2024:-

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.148 dated 21.11.2021 under Sections 313, 34, 406, 498-A, 506, 509 of IPC, registered at Women Police Station Faridabad (Annexure P-1) along with all the subsequent proceedings arising therefrom on the basis of compromise/Memorandum of Understanding dated 02.03.2023 (Annexure P-2).

Notice of motion.

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 course of the day.

Adjourned to 17.12.2024.

In the meanwhile, the parties are directed to appear before learned trial Court/Illaq Magistrate within a period of one week from today or any other date convenient to learned 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 statements in terms of the compromise/MOU (Annexure P-2).

A copy of this 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.148 dated 21.11.2021 under Sections 313, 34, 406, 498-A, 506, 509 of IPC, registered at Women Police Station Faridabad (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

17.12.2024

Parveen kumar

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned :Yes/No

Whether reportable :Yes/No