IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH

215 **CRM-M-47176-2024**
Date of decision: 08.08.2025

DEEPAK AND OTHERS **...Petitioner**

Versus

STATE OF HARYANA AND ANOTHER **...Respondents**

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Roshan Lal Saini, Advocate for
Mr. Rajesh Goyal, Advocate
for the petitioners.

Mr. Kshitij Bharati, AAG Haryana,
for respondent No.1.

Mr. Sajan, Advocate
for respondent No.2

SHALINI SINGH NAGPAL *(Oral)*

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In the petition under Section 482 Cr.P.C., the prayer is for quashing FIR No.578 dated 31.08.2020 (Annexure P-1) under Sections 406, 498-A, 506 and 34 IPC, registered in Police Station Shivaji Colony, District Rohtak and all consequential proceedings arising therefrom, on the basis of compromise dated 19.07.2024 (Annexure P-2) effected between the parties.

On 23.09.2024, this Court directed the parties to appear before the trial Court/Illaqa Magistrate for recording of their statements with regard to compromise dated 19.07.2024 on 04.10.2024 or any other date convenient.

In compliance of the aforesaid order, parties appeared before learned Judicial Magistrate Ist Class, Rohtak on 24.10.2024. Statement of the Investigating Officer, LHC Sushila was also recorded on 16.11.2024. Learned Judicial Magistrate Ist Class, Rohtak has submitted his report regarding satisfaction that all the parties have entered into a valid compromise without any influence or

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coercion. Point-wise report as under has been submitted:

1. There is no other accused except the petitioner in the present case as per the statement of Investigating Officer.
2. There is no other complainant or effected/aggrieved party in the present case as per the statement of Investigating Officer.
3. Accused has never been declared proclaimed offender as per statement of Investigating Officer.

Learned AAG for the State of Haryana and counsel for respondent No.2 have not raised any dispute regarding the factum of compromise. Learned counsel further submits that parties are now divorced. Since the matter has been amicably resolved, continuation of the criminal proceedings would be an exercise in futility. The dispute which has its genesis in a matrimonial discord, warrants exercise of powers under Section 482 Cr.P.C.

Following principles of law laid down by the Full Bench Judgment of this Court in ***"Kulwinder Singh and others Vs. State of Punjab and another" 2007(3) RCR (Criminal) 1052*** and Hon'ble Supreme Court in ***"Gian Singh Versus State of Punjab and others" (2012) 10 SCC 303***, the petition is allowed.

FIR No.578 dated 31.08.2020 (Annexure P-1) registered under Sections 406, 498-A, 506 and 34 IPC, registered in Police Station Shivaji Colony, District Rohtak, along with all the subsequent proceedings arising therefrom, is quashed qua the petitioners.

(SHALINI SINGH NAGPAL)
JUDGE

08.08.2025
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Whether speaking/reasoned: *Yes/No*
Whether reportable: *Yes/No*

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