



CRM-M-52295-2025(O&M)

-1-

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

280

CRM-M-52295-2025(O&M)

Date of Decision: 15.12.2025

AVINASH PARHI

... Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

.. Respondents

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Petitioner in person (through video conferencing),
Mr. Gurpreet Singh, Sr. Advocate with
Mr. Karanvir Singh Kathuria, Advocate,
Mr. Mansangat Singh Kohli, Advocate,
Mr. Aashish Paul, Advocate and
Ms. Riya Khanna, Advocate for the petitioner.

Mr. Kshitij Bharti, Assistant Advocate General, Haryana.

Respondent No.2 in person (through video conferencing).

SHALINI SINGH NAGPAL, J. (ORAL)

Petitioner seeks quashing of FIR No. 229 dated 29.07.2024 under Sections 323, 406 and 498-A of Indian Penal Code, 1860, Police Station Sector-65, District Gurugram and all consequential proceedings arising therefrom, on the basis of compromise dated 11.07.2025 said to be arrived at between the parties.

On 26.09.2025, this Court directed the parties to appear before the trial Court/Illaq Magistrate for recording of their statements with regard to compromise.

In compliance of the order dated 26.09.2025, parties appeared before learned Judicial Magistrate Ist Class, Gurugram on 13.10.2025. Statement of the Investigating Officer, IO/L/HC Kaushalya, Belt No. 8/GGM, Police Station Sector-65, Gurugram was also recorded on 28.10.2025. Learned



Judicial Magistrate Ist Class, Gurugram has submitted his report recording satisfaction that all the parties have entered into a valid compromise without any influence or coercion. Point-wise report as under has been submitted:

“1. One accused namely Avinash Pahri was arrayed in the present FIR.

2. One accused namely Avinash Pahri appeared before the court and his statement was recorded.

3. During investigation, no additional accused had been added in the present case. Separate statement of the IO in this regard recorded.

4. Accused Avinash Pahri has stated that he has never been declared proclaimed offender in any case. His version has been verified by IO concerned. Separate statement of the IO in this regard recorded.

5. After registration of FIR, no offence was added or deleted during investigation. Separate statement of the IO in this regard recorded.

6. There is only one accused namely Avinash Parhi arrayed in the present FIR. Charge sheet has already been filed against him. Therefore, neither the investigation is pending against any other person nor any other person/accused has been declared as innocent.

7. Name of the complainant is Sushrita Dash. There is no other victim in the present case. Statement of IO in this regard recorded.

8. Sushrita Dash is the complainant in the present case.

She appeared and her statement is recorded separately.

9. The present case is at the stage of arguments on charge.

10. In the view of the statement of complainant and accused persons qua compromise, I am of the considered view that the compromise



effected between the parties appears to be genuine without any threat or pressure from either side and is made out of free volition of the parties. The copy of compromise deed dated 11.07.2025 is annexed herewith for your kind perusal.

11. Accused has stated that he is not involved in any other case. His version has been verified by IO concerned. Separate statement of the IO in this regard recorded.”

Learned State counsel and respondent No. 2, who is present in person (through video conferencing) have not raised any dispute regarding the factum of compromise. 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 528 BNSS.

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. 229 dated 29.07.2024 under Sections 323, 406 and 498-A of Indian Penal Code, 1860, Police Station Sector-65, District Gurugram along with all the subsequent proceedings arising therefrom, is quashed qua the petitioner.

(SHALINI SINGH NAGPAL)
JUDGE

DECEMBER 15, 2025.

Ajay Goswami

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No