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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-60226-2024 (O&M)

Date of Decision: 23.05.2025

Dr. Jai Singh and another

....Petitioner(s)

Versus

State of Haryana and another

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Yash Goyal, Advocate for
Mr. Rakesh Gupta, Advocate, for the petitioners.

Mr. Ayuwan Singh, AAG, Haryana.

Mr. Vishal Sharma, Advocate, for respondent No.2.

JASGURPREET SINGH PURI, J. (Oral)**CRM-20771-2025**

The present application has been filed for placing on record
Annexures R-2/1 to R-2/3.

For the reasons recorded in the application, the same is allowed.
Annexures R-2/1 to R-2/3 are taken on record, subject to all just exceptions.

Main case

1. The present petition has been filed under Section 528 of BNNS for quashing of FIR No. 512 dated 25.11.2021, under Sections 323, 34, 354-A, 498-A, 406 and 506 IPC, registered at Police Station Baldev Nagar, Ambala alongwith all other consequential proceedings, based upon



compromise dated 07.11.2024 (Annexure P-2).

2. Learned counsel appearing on behalf of the petitioners submitted that the present FIR has arisen out of the matrimonial dispute between the parties. Petitioner No.1 is the husband and petitioner No.2 is the father of petitioner No.1 and respondent No.2 is the wife of petitioner No.1. He submitted that the matter has been settled between the parties with the intervention of the respectables and in pursuance of the orders passed by this Court on 09.12.2024, the parties had appeared before the learned Judicial Magistrate First Class, Ambala and got their statements recorded with regard to the factum of compromise. He further submitted that since it is a matrimonial dispute between the parties and the entire amount of alimony has been paid to respondent No.2-wife, no useful purpose will be served in case further prosecution is carried on against the petitioners.

3. Learned counsel further submitted that pursuant to the affidavit dated 14.05.2025 filed by respondent No.2-wife, which has been placed on record in compliance of order dated 03.02.2025, respondent No.2-wife has already received an amount of Rs. 20,00,000/- regarding which she sworn in the affidavit.

3. Mr. Ayuwan Singh, AAG, Haryana has submitted that the dispute between the parties is only a matrimonial dispute and therefore, an appropriate order may be passed.

4. Mr. Vishal Sharma, Advocate, learned counsel appearing on behalf of respondent No.2 has submitted that it is correct that an amicable settlement has been arrived at between the parties and he has no objection in case the FIR is quashed based upon compromise.

5. I have heard the learned counsel for the parties.



6. In pursuance of the orders passed by this Court on 09.12.2024, a report has been received from the learned Judicial Magistrate First Class, Ambala dated 18.01.2025 whereby it has been so stated that the statements of the parties i.e. respondent No.2 as well as both the present petitioners have been recorded and it has been so stated in the report that after recording the statements of both the parties on the basis of the questioning, the learned JMFC is satisfied that the parties have entered into compromise voluntarily, without any pressure and with their own free will.

7. The dispute in the present case is only a matrimonial dispute between the parties which has been settled.

8. The law with regard to quashing of FIR based upon compromise is no longer *res integra*. Hon'ble Supreme Court in "***Gian Singh Vs. State of Punjab and another***", 2012(10) SCC 303, "***State of Madhya Pradesh Vs. Laxmi Narayan and others***", 2019(2) SCC (Crl.) 706 and Full Bench judgment of this Court in "***Kulwinder Singh and others Vs. State of Punjab and another***", 2007(3) RCR(Criminal) 1052 observed that in case where the Court finds that the subject matter of the case is not serious or heinous and the parties have arrived at an amicable settlement voluntarily or without any force or coercion, then considering the facts and circumstances of each and every case, the FIR can be quashed based upon compromise.

8. After perusing the record and after hearing the learned counsel for the parties, this Court is of the considered view that in the light of the aforesaid judgments of Hon'ble Supreme Court and a Full Bench judgment of this Court, the subject matter of the present case does not fall in the category of serious or heinous offence and, therefore, it is a fit case for



quashing of the FIR based upon compromise..

9. Consequently, the present petition is allowed and FIR No. 512 dated 25.11.2021, under Sections 323, 34, 354-A, 498-A, 406 and 506 IPC, registered at Police Station Baldev Nagar, Ambala alongwith all other consequential proceedings is hereby quashed qua the petitioners based upon compromise.

23.05.2025
rakesh

(JASGURPREET SINGH PURI)
JUDGE

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