

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.275

CRM-M-49181-2021

Date of decision: 30.09.2022

Deepak

....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioner.

Mr. Karan Sharma, DAG, Haryana.

None for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.335 dated 16.10.2019 registered under Sections 498-A, 406, 506 and 34 IPC at Police Station Khol, District Rewari and all subsequent proceedings arising out of it on the basis of a written compromise dated 17.09.2021 (Annexure P-2).

On 24.11.2021 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 18.01.2022 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court if is there any other case pending against them; stage of the trial and his/their status of being proclaimed offender.

As directed, report dated 02.02.2022 from the Judicial Magistrate, Ist Class, Rewari has been received, as per which the

parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them and none of the accused has been declared a proclaimed person.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR which originates from a matrimonial dispute and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Supreme Court in ***Narinder Singh vs. State of Punjab, (2014) 6 SCC 466***, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.335 dated 16.10.2019 registered under Sections 498-A, 406, 506 and 34 IPC at Police Station Khol, District Rewari and all proceedings arising therefrom, qua the petitioner.

September 30, 2022
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(DEEPAK SIBAL)
JUDGE

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