

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

**Criminal Misc. No. M-15297 of 2015
Date of Decision:-29.5.2015**

Mahesh Biasoya and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. Kunal Dawar, Advocate
for the petitioners.

Mr. Manish Bansal, Deputy A.G., Haryana.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.528 dated 18.10.2014, under Sections 420, 467, 468, 471 and 506 IPC, registered at Police Station Sarai, Khawaja, Faridabad (Annexure P-1) as well as all subsequent proceedings arising out of the same on the basis of compromise dated 28.1.2015 (Annexure P-2).

Vide order dated 12.5.2015, this Court has directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the learned Magistrate was directed to forward a report about the genuineness of the compromise to this Court.

In compliance of the order dated 12.5.2015., the parties have appeared before the learned Magistrate on 20.5.2015 for getting their statements recorded.

The report received from the learned Additional Chief Judicial Magistrate, Faridabad, reveals that the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence.

Learned State counsel does not dispute the aforesaid factual position, rather admit the factum of compromise effected between the parties.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of the conviction are bleak.

Keeping in view the factum of compromise effected between the parties dated 28.1.2015 and the law laid down by this Court in the case of **Kulwinder Singh and others vs. State of Punjab and another** **2007(3) RCR (CrI.) 1052 (P & H)**, this petition is accepted and FIR No.528 dated 18.10.2014, under Sections 420, 467, 468, 471 and 506 IPC, registered at Police Station Sarai, Khawaja, Faridabad and the consequential proceedings arising therefrom are hereby quashed.

May 29, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE