

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-2723 of 2015

Date of decision: 26.05.2015

Ishwar Goyat

----Petitioner(s)

V/s

The State of Haryana & another

-----Respondent(s)

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. S.S. Mor, Advocate for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

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HARI PAL VERMA, J. (Oral)

Prayer in this petition, filed under Section 482 Cr.P.C., is for quashing of FIR No.249, dated 08.08.2014, registered under Sections 323, 186 and 506 IPC at Police Station Sector-40, Gurgaon and all consequential proceedings arising therefrom on the basis of compromise dated 20.08.2014 (Annexure P-2) effected between the parties.

Accordingly, this Court vide order dated 27.01.2015, had directed the parties to appear before the illaqa Magistrate on 10.03.2015 or any other date convenient to the Court for recording their statements with regard to compromise. The Court was further required to send its report along with the statements of the parties about the genuineness of the compromise.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate Ist Class, Gurgaon and have got their statements recorded. On the basis of the statements so recorded by the parties, learned Judicial Magistrate Ist Class, Gurgaon, has submitted his report dated 13.03.2015 to the effect that the parties have entered into a compromise voluntarily and the compromise is genuine, voluntary and the same has been effected without any coercion and undue influence.

This fact has not been disputed by learned State Counsel.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR *qua* the petitioner.

Accordingly, following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007 (3) RCR (Criminal) 1052 (P&H)** and approved by the Hon'ble Supreme Court in **Gian Singh vs. State of Punjab and others, (2012)10 SCC 303**, this petition is allowed and FIR No.249, dated 08.08.2014, registered under Sections 323, 186 and 506 IPC at Police Station Sector-40, Gurgaon and all subsequent proceedings arising out of the said FIR *qua* the petitioner, are hereby quashed on the basis of compromise.

May 26, 2015
Anjal

(HARI PAL VERMA)
JUDGE