

In the High Court of Punjab and Haryana at Chandigarh

CRM-M-31581 of 2013

Date of Decision: 08.01.2015

Sahil Arora @ Sanjay Arora and another

---Petitioners

versus

State of Haryana and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Suresh Ahlawat, Advocate
for the petitioners**

**Mr. P.S.Sullar, Addl. A.G.Haryana
for the respondent-State**

**Mr. S.K.Kaushik, Advocate
for respondent No.2**

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

REKHA MITTAL, J.

The petitioners have prayed for quashing of FIR No. 279 dated 6.8.2010 for offence under Sections 148, 149, 323, 325, 367, 452, 506 of the Indian Penal Code (in short "IPC"), registered at Police Station, Palam Vihar, Gurgaon, District Gurgaon on the basis of compromise.

The parties were directed to appear before the trial court to get their statements recorded with regard to genuineness of compromise.

A report has been submitted by the Judicial Magistrate Ist Class, Gurgaon wherein it has been reported that statements of the

petitioners and respondent No.2(complainant) have been recorded and statements made by the parties in the Court reveal that they have voluntarily entered into a compromise with an intention to live in peace and harmony.

Counsel for the petitioners submits that though the FIR has been registered for offence punishable under Sections 148, 149, 323, 325, 367, 452, 506 IPC but the accused have been charged for committing offence punishable under Sections 323 and 325 read with Section 34 IPC.

Counsel for respondent No. 2 has conceded to the fact that the parties have settled their dispute way of compromise and respondent No. 2 (complainant) has got no objection if the aforesaid FIR and proceedings emanating therefrom are ordered to be quashed.

Mr. P.S.Sullar, Addl. A.G.Haryana has put in appearance on behalf of respondent No.1. He has not disputed correctness of assertions of the petitioners and respondent No.2 (complainant) that the matter has been settled by way of compromise between the parties.

I have heard counsel for the parties and perused the case file.

There is nothing on record to doubt correctness of the compromise effected between the parties, whereby they have decided to settle their dispute with an intention to live in peace and harmony. The present case falls in the category of cases, which can be allowed to be settled by way of compromise, in view of the decision of Hon'ble the Supreme Court of India in ***Gian Singh v. State of Punjab and another, 2012(4) R.C.R. (Criminal) 543.***

In view of what has been discussed hereinabove, the petition is allowed and FIR No. 279 dated 6.8.2010 for offence under Sections 148,

149, 323, 325, 367, 452, 506 IPC, registered at Police Station, Palam Vihar, Gurgaon, District Gurgaon and proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

(REKHA MITTAL)
JUDGE

08.01.2015

PARAMJIT