

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

**Crl. Misc. No. M-34602 of 2015
Date of decision : 19.12.2015**

Krishna & Anr.

..... Petitioners

versus

State of Haryana & Anr.

... Respondents

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

**Present: Mr. Arun Sharma, Advocate
for the petitioners.**

Mr. Deepak K. Grewal, DAG Haryana.

ANITA CHAUDHRY, J.

The petitioners are seeking quashing of FIR No. 231 dated 18.04.2015, registered under Sections 419, 420, 467, 468, 471 and 506 IPC, Police Station Samalkha, District Panipat and the consequent proceedings taken therein on the basis of compromise (Annexure P-2) arrived at between the parties.

The FIR was got registered by respondent No.2 Darshna against the petitioners and two others, namely, Maman Singh and Dharambir, on the allegations that petitioner No.1 impersonated as Darshna and fraudulently transferred the land belonging to the complainant in the name of petitioner No. 2 Kanwar Singh. The document was said to have been witnessed by Maman Singh and Dharambir. Petitioners and complainant are brother and sisters.

Report has been received from the trial court after recording statements of the parties on compromise. The Court

below has reported that compromise is voluntary and without any pressure or coercion. Trial Court has also sent copy of statements of complainant and the petitioners recorded by it.

Learned State counsel has pointed out that Maman has been arrested while Dharambir is absconding and there is no compromise with them. He further submits that respondent No.2 is the only aggrieved person in the FIR.

No useful purpose would be served to keep the FIR pending against the petitioners.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh & Ors. Vs. State of Punjab & Anr. 2007(3) RCR(Cr.) 1052,** approved by Hon'ble the Apex Court in **Gian Singh Vs. State of Punjab & Ors. 2012(10) SCC 303,** the instant petition is allowed and the aforesaid FIR and all consequent proceedings conducted therein are quashed qua petitioners.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

December 19,2015
Jiten

(ANITA CHAUDHRY)
JUDGE