

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-35850 of 2014
Date of decision : 01.09.2015

Daya Ram and another

.....Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Ajay Dabas, Advocate
for the petitioners

Mr. Deepak K. Grewal, DAG Haryana

Mr. Amit Jain, Advocate
for respondent No. 2

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 116 dated 20.03.2014 filed under Sections 498 A, 354 A, 506, 406, 509, 34 IPC registered at Police Station Sushant Lok, Gurgaon and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. The trial Court has reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent the statements of parties. As per the compromise the drafts had been handed over to the complainant side.

Learned counsel for the petitioners contends that lot of money had been paid to settle the matter and respondent No. 2 had

undertaken that she would not claim any right in the ancestral property for either herself or through her minor daughter(s). It is stated on behalf of respondent No. 2 that they reiterate the undertaking.

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

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 and others Vs. State of Punjab and another***, 2007(3) RCR (Criminal) 1052, approved by Hon'ble Apex Court in ***Gian Singh Vs. State of Punjab and others*** (2012) 10 SCC 303, the instant petition is allowed and the aforesaid FIR and all the consequent proceedings arisen out of the same are quashed.

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

01.09.2015

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**(ANITA CHAUDHRY)
JUDGE**