

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

**Criminal Misc. No. M-41022 of 2014
Date of Decision:-31.3.2015**

Kailash Kumar

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Ram Bilas Gupta, Advocate
for the petitioner.

Ms. Neelam Kashyap, Deputy A.G., Haryana.

HARI PAL VERMA J.(Oral)

Prayer in this petition is for quashing of FIR No.143 dated 08.6.2010, under Sections 498-A, 406 and 506 IPC, registered at Police Station S.G.M. Nagar, District Faridabad on the basis of compromise dated 29.9.2014 (Annexure P-2).

This Court vide order dated December 02, 2014 passed the following order :-

“Learned counsel *inter alia*, contended that the parties have amicably settled their disputes, by means of settlement/compromise deed dated 29.9.2014 (Annexure P-2) and the criminal case registered against the petitioner in pursuance of impugned FIR (Annexure P-1) is liable to be quashed.

Heard.

Notice of motion be issued to the respondents, returnable for 6.1.2015.

Meanwhile, the trial Court is directed to indicate (i) how many total accused are facing the trial, (ii) status/stage of their trial/case, (iii) to record the statements of all the concerned parties, with regard to the genuineness and validity or otherwise of the settlement/compromise deed dated 29.9.2014 (Annexure P-2) and (iv) to send its report to this Court before the next date of hearing.

Pursuant to the aforesaid order dated December 02, 2014, the parties appeared before the Judicial Magistrate 1st Class, Faridabad on 24.12.2014 and their statements were recorded. On the basis of the statements so recorded, learned Judicial Magistrate 1st Class, Faridabad has submitted her report dated 2.1.2015. The report indicates that the settlement/compromise deed dated 29.9.2014 is genuine and voluntarily.

Keeping in view the factum of compromise effected between the parties dated 29.9.2014 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 (Cr.) 1052 (P & H)**, this petition is accepted and FIR No.143 dated 08.6.2010, under Sections 498-A, 406 and 506 IPC, registered at Police Station S.G.M. Nagar, District Faridabad and the consequential proceedings arising therefrom are hereby quashed.

March 31, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE