

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-44112 of 2014 (O&M)
Date of decision:20.05.2015

Amit Garg Petitioner

Versus

State of Haryana and another Respondent

CORAM: HON'BLE MS. JUSTICE NAVITA SINGH

Present: Mr. Santosh Sharma, Advocate for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

Mr. Anshuman Dalal, Advocate for respondent No.2.

Navita Singh, J. (Oral)

Crl. Misc. No.8334 of 2015

In terms of order dated 9.2.2015, petitioner has filed an application for impleading Vaish Education Society, Janta Colony, Rohtak as respondent No.3.

Application is allowed. Amended memo of parties filed is taken on record.

Crl. Misc. No. M-44112 of 2014

This is a petition under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No.127 dated 28.4.2014 registered under Sections 420, 408, 467, 468, 471 and 120-B IPC at Police Station Shivaji Colony, Rohtak on the basis of compromise, along with all subsequent proceedings arising therefrom.

Mr. Anshuman Dalal, Advocate, who is present in Court, accepts notice on behalf of respondent No.3 as well.

FIR was registered on a complaint made by Officiating Principal, VIPER and respondent No.2 being the Principal presently made a statement before Judicial Magistrate Ist Class, Rohtak regarding the compromise.

In terms of order dated 24.12.2014 passed by this Court, statements of the complainant as well as petitioner (accused person) was recorded. They stated that they have compromised the matter. Complainant stated that he has no objection if the aforesaid FIR is quashed. The Court also recorded his satisfaction that the statements made were voluntary. The compromise effected between the parties appears to be genuine and without any force or undue pressure. No other criminal case is pending against either of the parties as stated by Judicial Magistrate, Rohtak.

Counsel for the private respondents also affirms the factum of compromise.

In view of this, there should not be any impediment in allowing the parties to compromise the matter. Support to this view can be had from the authority Madan Mohan Abbot v. State of Punjab, 2008(2) RCR (Criminal) 429.

In view of the facts delineated above, the petition is accepted. The above said FIR and the proceedings connected therewith are hereby quashed.

Disposed of.

20.05.2015
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(NAVITA SINGH)
JUDGE