

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

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CRM-M-4442-2015

Date of Decision: September 24, 2015

SANDEEP CHAUHAN AND ORS

.....PETITIONERS

VERSUS

STATE OF HARYANA AND ORS

.....RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Ms.Anuradha,Advocate
for Mr.H.S.Multani,Advocate
for the petitioners

Mr.Rahul Mohan,DAG,Haryana

M.M.S.BEDI, J.(Oral)

On the instructions of ASI Dharam Pal, State counsel informs that all the petitioner are on bail and none of them is proclaimed offender and they have already put in appearance before the Area Magistrate.

Heard.

Petitioners claim quashing of FIR on basis of compromise. The FIR No.18 dated 19.01.2012 under Sections 323/324/506/452/34 IPC registered at Police Station Sector 5, Panchkula at the instance of Raghu @ Raghav Trehan on the allegations that the petitioners along with 4/5 other boys trespassed cafe of the complainant and assaulted him and his brother with swords besides giving beatings to them. Injuries attributed were opined to be simple injuries with sharp weapons.

Parties were directed to appear before the Area Magistrate and get their statements recorded. After recording the statements of the parties, report has been received to the effect that the matter has been compromised voluntarily.

Following the judgment of Full Bench of this Court in **Kulwinder Singh vs. State of Punjab and others 2007(3) RCR(CrL)1052**, I do not find any reason not to

permit the parties to compound the offence on the basis of compromise.

In view of above circumstances, this petition is allowed and the aforesaid FIR along with all criminal proceedings emanating therefrom are hereby quashed subject to the condition that the petitioners will not indulge in similar activities again. In case the petitioners indulge in any such activity after the quashing of aforesaid FIR, it will be open to the complainant to approach for revival of the proceedings.

September 24, 2015
TSG

(M.M.S.BEDI)
JUDGE