

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

CRM-M-No.10524 of 2015

Date of decision: 23.07.2016

Amit Kumar

...Petitioner

Vs

State of Haryana and another

...Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present:- Mr. Kamal Singh, Advocate
for the petitioner.

Mr. Sharad Kumar, AAG, Haryana.

Mr. Surjeet Singh, Advocate
for respondent No.2.

ANITA CHAUDHRY, J.

The instant petition is for quashing of FIR No.27 dated 13.02.2013 filed under Section 366 IPC (Section 366 was deleted after investigation and challan under Section 173 Cr.P.C was presented by adding Section 494, 496, 506 IPC) registered at Police Station Chhapar, District Yamuna Nagar 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 copy of statements of parties.

Learned State counsel on instructions submits that petitioner is the

accused and respondent No.2 is the complainant/aggrieved person in this case.

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 qua the petitioner.

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

(ANITA CHAUDHRY)
JUDGE

July 23, 2016
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