

273.

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

CRM-M-13896-2016

Date of decision:30.08.2016

Singh Raj and others

... Petitioners

versus

State of Haryana and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Sunil K. Dhanda, Advocate,
for Mr. Rajesh Lamba, Advocate,
for the petitioners.

Mr. Sulinder Kumar, AAG, Haryana.

None for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.94 dated 20.08.2015 under Sections 419, 420, 467, 468, 471, 506, 120-B IPC, registered at Police Station Tigaon, District Faridabad (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 23.11.2015 (Annexure P-2).

This Court vide order dated 26.04.2016 had directed the parties to appear before the Illaqa Magistrate/trial Court and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate Ist Class, Faridabad and have got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted the report dated 20.08.2016 to the effect that the compromise effected between parties is without any threat or pressure from

either side and is a valid compromise.

Though today none has put in appearance on behalf of respondent No.2-complainant, namely, Rajwati, but no prejudice would be caused to her as she has already made her statement with regard to the compromise before learned Magistrate on 23.05.2016 to the effect that she has no objection if the case against the accused is set aside.

The learned State counsel has not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and another-2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and others-(2012) 10 SCC 303**, this petition is allowed and F.I.R. No.94 dated 20.08.2015 under Sections 419, 420, 467, 468, 471, 506, 120-B IPC, registered at Police Station Tigaon, District Faridabad (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise/affidavit dated 23.11.2015 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

30.08.2016
sanjeev

Whether speaking/reasoned	Yes/No.
Whether Reportable:	Yes/No.