

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

CRM-M-16044 of 2015

Date of decision: 31.03.2016

Shyam Lal @ Shyam & another

----Petitioner (s)

V/s

State of Haryana & another

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. S.K. Yadav, Advocate for the petitioners.

Mr. Ashish Yadav, Addl.A.G. Haryana.

**Mr. Ankit Kaushal, Advocate for
Ms. Bhawna Grewal, Advocate for respondent No.2.**

HARI PAL VERMA, J.(Oral)

Prayer made in the present petition filed under Section 482 Cr.P.C. is for quashing of FIR No.144 dated 27.04.2013, under Sections 420, 467, 468, 471 and 120-B IPC, registered at Police Station City Rewari (Annexure P-1), and all other consequential proceedings arising therefrom, on the basis of compromise dated 01.05.2015 (Annexure P-2).

This Court vide order dated 08.01.2016 had directed the parties to appear before learned Illaqa Magistrate/trial Court to get their statements recorded with regard to compromise and learned Illaqa Magistrate/trial Court was directed to submit its report qua

the genuineness of the compromise.

Pursuant to the aforesaid order dated 08.01.2016, the parties have appeared before learned Chief Judicial Magistrate, Rewari and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded his report dated 25.01.2016 to the effect that the parties have willfully settled their differences and reached at a bona fide compromise without any pressure and the same is genuine.

Learned counsel appearing for complainant-respondent No.2 namely, Sonu son of Lal Singh submits that complainant-Sonu has suffered a statement before learned Magistrate on 25.01.2016, to the effect that he has no objection if the present FIR is quashed on the basis of compromise effected between the parties.

Apart from the statement of the complainant-respondent No.2-sonu, whereby he has shown no objection to the FIR being quashed, there is nothing on record to doubt the genuineness of the compromise, as arrived between the parties. Thus, no useful purpose would be served to continue with the proceedings in the instant FIR.

Learned counsel for the State has also not disputed the factum of compromise arrived at between the parties.

Accordingly, following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007 (3) RCR (Criminal) 1052 (P&H)**, as approved by the Hon'ble Supreme Court in **Gian Singh vs. State of Punjab and others, (2012)10 SCC 303**, this petition is allowed and

FIR No.144 dated 27.04.2013, under Sections 420, 467, 468, 471 and 120-B IPC, registered at Police Station City Rewari (Annexure P-1), and all the consequential proceedings arising therefrom, qua the petitioners, are quashed, in view of the compromise dated 01.05.2015 (Annexure P-2).

31.03.2016

Anjal

**[HARI PAL VERMA]
JUDGE**