

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

CRM-M-23654 of 2016
Date of decision: 20.09.2016

Navdeep Singh alias Deepu

----Petitioner (s)

V/s

State of Haryana & another

-----Respondent(s)

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

Present:- Mr.J.S. Khattar, Advocate for
Mr. Deepak Sharma, Advocate for the petitioner.

Mr. Sulinder Kumar, AAG, Haryana.

None for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition is for quashing of FIR No.172 dated 05.06.2015 under Sections 420/467/468/471/447/506 IPC, registered at Police Station Baldev Nagar, District Ambala (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 25.05.2016 (Annexure P-2).

This Court vide order dated 15.07.2016 had directed the parties to appear before the Illaqa Magistrate to get their statements recorded with regard to compromise and the Illaqa Magistrate was directed to submit its report.

Pursuant to the aforesaid order dated 15.07.2016, the parties have appeared before learned Judicial Magistrate Ist Class, Ambala and got

their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded report dated 02.08.2016 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.

Though, today no one is present on behalf of respondent No.2-complainant, but no prejudice would be caused to him, as he alongwith the petitioner has already suffered a joint statement with regard to validity of the compromise before learned Magistrate on 27.07.2016.

As per their statement, they have admitted the factum of compromise and further stated that they have no objection in case FIR in question is quashed.

Apart from the joint statement of the complainant-respondent No.2 and the petitioner, whereby they have 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 does not dispute the factum of compromise entered 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.172 dated 05.06.2015 under Sections 420/467/468/471/447/506 IPC, registered at Police Station Baldev Nagar, District Ambala (Annexure P-1) and all

consequential proceedings arising therefrom, are quashed, qua the petitioner, in view of the compromise dated 25.05.2016 (Annexure P-2).

20.09.2016
Anjal

[HARI PAL VERMA]
JUDGE

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No