

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

CRM-M-43026 of 2015

Date of decision: 19.02.2016

Harpreet Singh Narang and others

----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. Ashok Tyagi, Advocate for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

Shri Dinesh Kumar, respondent
No.2/complainant in person.

HARI PAL VERMA, J.(Oral)

Prayer made in the present petition filed under Section 482 Cr.P.C. is for quashing of FIR No.466 dated 25.07.2015 under Sections 406, 420 and 120-B IPC, registered at Police Station, Manesar, District Gurgaon, and all consequential proceedings arising therefrom, on the basis of compromise/settlement dated 28.10.2015 (Annexure P-3).

This Court vide order dated 19.12.2015 had directed the parties to appear before the learned Illaqa Magistrate on or before 12.01.2016 to get their statements recorded with regard to

compromise and the trial Court was directed to submit its report alongwith the statements of the parties qua the genuineness of the compromise.

Pursuant to the aforesaid order dated 19.12.2015, the parties have appeared before learned Civil Judge(Jr. Divn.)-cum-JMIC, Gurgaon and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded her report dated 09.02.2016 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.

Respondent No.2/complainant-Mr. *Dinesh Kumar*, who is present in Court today, has suffered a statement before the learned Magistrate on 08.01.2016, wherein, he shown his inclination to the effect that he has no objection if the present FIR is quashed, as he compromised the matter with the accused persons.

Apart from the statement of the complainant-respondent No.2-*Dinesh Kumar*, 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 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.466 dated 25.07.2015 under Sections 406, 420 and 120-B IPC, registered at Police Station, Manesar, District Gurgaon, and all consequential proceedings arising therefrom, are quashed, qua the petitioners, in view of the compromise/settlement dated 28.10.2015 (Annexure P-3).

19.02.2016

Anjal

**[HARI PAL VERMA]
JUDGE**