

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-4638 of 2015 (O&M)

Date of Decision: 08.02.2016

Sajid & another

--Petitioners

Versus

State of Haryana & another

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Ms. Meenakshi Poswal, Advocate for the petitioners.

Mr. Anmol Malik, A.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

The instant petition has been filed under Section 482 Cr.P.C for quashing of F.I.R. No.82 dated 1.2.2015 under sections 323, 506, 427 I.P.C and section 3 of Haryana Medicare Service (Prevention of Violence and damage of property) Act, 2005, registered at Police Station City, Yamuna Nagar in the light of compromise having been arrived at between the parties.

On 28.4.2015, this Court had directed the parties to appear before the Trial Court/Illaq Magistrate for recording of their statements and a report with regard to veracity of the compromise had been called for.

Placed on record is a report dated 27.5.2015 of the C.J.M., Yamuna Nagar at Jagadhari and a perusal thereof would reveal that statements of complainant Sudhir Sharma as also accused/present petitioners namely Sajid and Sohara have been recorded and it has been opined that a compromise has been effected between the parties without any pressure or coercion. Even the statements of the parties duly recorded stand appended along with the report of the C.J.M., Yamuna Nagar.

Suffice it to notice that the accusations made by the complainant against the accused/present petitioners are with regard to having gained forcible entry into the hospital and having broken a glass door and of having abused the staff on duty.

Since the parties have taken a conscious decision to end the dispute and have amicably settled the matter, it would be a fit case for this Court to exercise powers under section 482 Cr.P.C to bring to an end the criminal prosecution launched on account of registration of the impugned F.I.R.

Accordingly, petition is allowed. F.I.R. No.82 dated 1.2.2015 under sections 323, 506, 427 I.P.C and section 3 of Haryana Medicare Service (Prevention of Violence and damage of property) Act, 2005, registered at Police Station City, Yamuna Nagar and all proceedings emanating therefrom, stand quashed.

Petition is allowed in the aforesaid terms.

(TEJINDER SINGH DHINDSA)
JUDGE

08.02.2016
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