

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

CRM-M-4922 of 2016

Date of decision: 31.03.2016

Raj Kumar & others

----Petitioner (s)

V/s

State of Haryana & others

-----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. Vikas Lochab, Advocate for
Mr. Surender Deswal, Advocate for the petitioners.

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

None for respondents No.2 and 3.

HARI PAL VERMA, J.(Oral)

Prayer in this petition is for quashing of FIR No.82 dated 1.4.2013 under Sections 148, 149, 323, 324, 427, 452 and 506 IPC (Section 326 IPC added later on) registered at Police Station Taraori, District Karnal (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 6.2.2016 (Annexure P-2).

This Court vide order dated 11.02.2016 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 11.02.2016, the parties have appeared before learned Judicial Magistrate Ist Class, Karnal and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded his report dated 22.03.2016 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 respondents No.2 & 3, namely, Khushpreet Singh and Lovepreet Singh respectively, but no prejudice would be caused to them, as they have already suffered a joint statement before learned Magistrate on 22.03.2016 to the effect that they have compromised the matter with the accused-petitioners and they have no objection if the impugned FIR is quashed.

Apart from the statement of the respondents No.2 and 3, 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 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.82 dated 1.4.2013 under Sections 148, 149, 323, 324, 427, 452 and 506 IPC (Section 326 IPC added later on) registered at Police Station Taraori, District Karnal (Annexure P-1), and all the consequential proceedings arising therefrom, qua the petitioners, are quashed, in view of the compromise dated 6.2.2016 (Annexure P-2).

31.03.2016

Anjal

**[HARI PAL VERMA]
JUDGE**