

234-A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-No.5259 of 2016
Date of decision: 23.07.2016

Nisha Devi and others

...Petitioners

Vs

State of Haryana and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present:- Mr. A.S.Manaise, Advocate
for the petitioners.

Mr. S.K.Saini, AAG, Haryana.

Mr. G.S.Manku , Advocate
for respondent Nos.2 and 3.

ANITA CHAUDHRY, J.

The instant petition is for quashing of FIR No. 449 dated 12.12.2011 filed under Sections 323, 325, 34 IPC registered at Police Station Naraingarh, District Ambala and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise.

The trial Court has reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent the statements of parties.

Learned State counsel on instructions submits that petitioners are the only accused in the case which was registered on the complaint made by respondent No.2-Vijay Kumar and respondent Nos.2 and 3 are the only aggrieved person in this case.

No useful purpose would be served to keep the said FIR pending.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another***, 2007(3) RCR (Criminal) 1052, approved by Hon'ble Apex Court in ***Gian Singh Vs. State of Punjab and others*** (2012) 10 SCC 303, the instant petition is allowed and the aforesaid FIR and all the consequent proceedings arisen out of the same are quashed qua the petitioners.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

(ANITA CHAUDHRY)
JUDGE

July 23, 2016
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