

In the High Court of Punjab and Haryana at Chandigarh

**Crl. Misc. No. M-5519 of 2016
Date of Decision: 13.07.2016**

Mahender

.....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Deepak Girotra, Advocate
for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana.

Mr. Dixit Garg, Advocate
for respondent No. 2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No. 3 dated 7.1.2015 registered under Sections 498-A, 406, 34 IPC, Police Station PGIMS Rohtak (Annexure P-1) and all the consequent proceedings arising out of the same, on the basis of written 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 genuine. The trial Court has also sent copy of the statements of parties and the compromise.

Learned counsel for the State on instructions submits that petitioner is the only accused and respondent No. 2 is the only aggrieved person in this FIR.

No useful purpose would be served to keep the 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 consequent proceedings conducted on the basis thereof are quashed qua the petitioner.

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 13, 2016
Gurpreet