

In the High Court of Punjab and Haryana at Chandigarh

**Crl. Misc. No. M-9697 of 2016
Date of Decision: 21.9.2016**

Deepak Saini and others

.....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Vikas Bhardwaj, Advocate
for the petitioners.

Ms. Dimple Jain, AAG, Haryana.

Respondent No. 2 in person with
Mr. Ashwani Gaur, Advocate.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No. 847 dated 6.10.2014 registered under Sections 498-A, 323, 34 IPC, Police Station Sector-5, District Gurgaon (Annexure P-1) and all the consequent proceedings arising out of the same, on the basis of written compromise arrived at between the parties.

Mr. Ashwani Gaur, Advocate puts in appearance on behalf of respondent No. 2 and has filed the power of attorney.

A draft of Rs. 3,00,000/- has been handed over to respondent No. 2-Preeti Saini who is present in the Court.

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. The trial Court has also sent the statements of parties.

Learned counsel for the State on instructions submits that petitioners are 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 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

September 21, 2016
Gurpreet

Whether speaking/reasoned	:	Yes
Whether reportable	:	No