

240.

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

CRM-M-11289-2017

Date of decision:19.09.2017.

SUKHWANT SINGH AND ORS

... Petitioners

Versus

STATE OF HARYANA AND ORS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioners.

Mr. Sandeep Vashisht, DAG, Haryana,
for respondent No.1.

None for respondents No.2 and 3.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.420 dated 06.09.2011 under Sections 420, 406, 467, 468, 471, 506 and 34 IPC, registered at Police Station Nissing District Karnal (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 15.03.2017 (Annexure P-2).

This Court vide order dated 03.04.2017 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Civil Judge (Junior Division)-cum-Judicial Magistrate Ist Class, Karnal and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 24.05.2017 to the effect that the compromise is genuine and the same has been effected voluntarily and out of free will.

Though today none has put in appearance on behalf of respondent No.2-complainant, namely, Sandeep Kaur and respondent No.3-Mansukh Singh, but no prejudice would be caused to them as they have already made a joint statement with regard to compromise before learned Magistrate on 05.05.2017 to the effect that they have no objection if the FIR in question is quashed.

Learned State counsel has not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and others (2012) 10 SCC 303**, this petition is allowed and F.I.R. No.420 dated 06.09.2011 under Sections 420, 406, 467, 468, 471, 506 and 34 IPC, registered at Police Station Nissing District Karnal (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua

the petitioners on the basis of compromise dated 15.03.2017 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

19.09.2017

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Whether speaking/reasoned? Yes/No

Whether reportable? Yes/No