

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No.M-24455 of 2017
Date of Decision: 06.09.2017

Sachin Singh & others

...Petitioner(s)

Versus

State of Haryana & another

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Namit Khurana, Advocate
for the petitioners.

Mr. Sandeep Vashisht, DAG, Haryana.

None for respondent no.2.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.725 dated 15.11.2014 under Sections 323, 325, 148, 149, 506 IPC registered at Police Station Yamuna Nagar City, District Yamuna Nagar (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 24.05.2017 (Annexure P-2).

This Court vide order 13.07.2017 had directed the parties to appear before the 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 regarding the genuineness of the compromise so effected on the basis of statements so recorded.

Pursuant to the aforesaid order, the parties have appeared before learned Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri and got their statements recorded. Learned Magistrate has forwarded his report dated 24.08.2017 to the effect that the aforesaid statements have been recorded by the parties voluntarily and their compromise has been arrived at without any pressure or undue influence from either side. Thus, the compromise is genuine and valid. The statement of Gurjant Singh, complainant-respondent has also been attached with the report, wherein he has stated that the compromise entered into between him and the petitioners is genuine and he has no objection to the FIR being quashed.

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

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.

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.725 dated 15.11.2014 under Sections 323, 325, 148, 149, 506 IPC registered at Police Station Yamuna Nagar City, District Yamuna Nagar (Annexure P-1) is

quashed *qua* the petitioners, in view of compromise dated 24.05.2017
(Annexure P-2).

September 06, 2017
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?
Whether reportable?

Yes / No
Yes / No