

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

**CRM-M-30475-2017 (O&M)
Date of decision: 31.10.2017**

Vijay Kumar	Versus	...Petitioner
State of Haryana and another		...Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Gourav Jain, Advocate for the petitioner.

Mr. Sandeep Vashisht, DAG, Haryana.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No. 891 dated 06.12.2015 under Sections 120-B, 406, 420, 465, 466, 467, 468 and 471 IPC, registered at Police Station City Sirsa, District Sirsa (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise (in shape of affidavit) dated 11.08.2017 (Annexure P-2).

This Court vide order dated 22.08.2017 had directed the parties to appear before the Illaqa Magistrate/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 Chief Judicial Magistrate, Sirsa and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 26.09.2017 to the effect that the parties have compromised the matter without any fear, coercion, inducement or threat.

Though today no-one is present on behalf of respondent No. 2-Sadhu Ram but no prejudice would be caused to him as he has already made a statement before learned Magistrate on 25.09.2017 to the effect that that he has compromised the matter without any pressure and he has no objection if the FIR is quashed.

Learned State counsel, on instructions from ASI Puran Chand, does not dispute 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. 891 dated 06.12.2015 under Sections 120-B, 406, 420, 465, 466, 467, 468 and 471 IPC, registered at Police Station City Sirsa, District Sirsa (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioner on the basis of compromise (in shape of affidavit) dated 11.08.2017 (Annexure P-2).

October 31, 2017
Divyanshi

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No