

247.

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

CRM-M-34181-2016

Date of decision:26.07.2017

SAJJAN SINGH & ORS

... Petitioners

versus

STATE OF HARYANA & ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Ramesh Hooda, Advocate,
for the petitioners.

Mr. Naveen Sheoran, DAG, Haryana,
for respondent No.1.

Mr. Robin Singh, Advocate,
for Mr. Jagbir Singh, Advocate,
for respondent No.2.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.510 dated 28.12.2015 under Sections 364, 342, 323, 506, 34, 201 of IPC, registered at Police Station Urban Estate, Rohtak, District Rohtak (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 14.09.2016 (Annexure P-2).

This Court vide order dated 24.09.2016 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 Additional Chief Judicial Magistrate, Rohtak and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 01.12.2016 to the effect that the compromise between the parties has been effected voluntarily without any pressure and the same is genuine.

Respondent No.2-complainant, namely, Surender Singh has made his statement with regard to compromise before learned Magistrate on 21.10.2016 to the effect that he has no objection if the FIR in question is quashed.

Learned State counsel as well as learned counsel for respondent No.2 have 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.510 dated 28.12.2015 under Sections 364, 342, 323, 506, 34, 201 of IPC, registered at Police Station Urban Estate, Rohtak, District Rohtak (Annexure P-1) and all subsequent proceedings arising therefrom are

quashed qua the petitioners on the basis of compromise dated
14.09.2016 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

26.07.2017
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Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No