

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

248

CRM-M-38454 of 2017

Date of Decision:20.12.2017

Sinder Singh @ Raju

.....Petitioner

Versus

The State of Haryana and another

.....Respondents

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

Present: Mr. Govind Chauhan, Advocate,
for the petitioner.

Mr.A.S. Chaudhary, Addl. A.G., Haryana,
for respondent No.1.

Mr. Kulwant 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 FIR No.181 dated 29.04.2015 under Sections 323, 452, 506 IPC, registered at Police Station Gharaunda, District Karnal (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 18.09.2017 (Annexure P-2).

This Court vide order dated 12.10.2017 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 Judicial Magistrate 1st Class, Karnal and got their statements

recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 22.11.2017 to the effect that the compromise has been effected between the parties voluntarily, out of their free will and the same is a genuine one.

Respondent No.2-Complainant, namely, Harbans Kaur, has made a statement with regard to compromise before learned Magistrate on 21.11.2017, whereby she has shown no objection to the FIR being 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 FIR No.181 dated 29.04.2015 under Sections 323, 452, 506 IPC, registered at Police Station Gharaunda, District Karnal (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioner on the basis of compromise dated 18.09.2017 (Annexure P-2).

December 20, 2017
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(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No