

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

CRM-M-44216 of 2016.

Decided on:-03.08.2017.

Jai Bhagwan.

.....Petitioner.

Versus

State of Haryana and others

.....Respondents.

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

Present:- Mr. Bikram Chaudhary, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Mr. Amit Kumar Jain, 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.881 dated 30.10.2013 under Sections 406, 420 and 506 IPC registered at Police Station City Jind, District Jind (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 04.02.2014 (Annexure P-2) and 07.04.2014 (Annexure P-3).

This Court vide order dated June 02, 2017 had directed the parties to appear before the trial Court to get their respective statements recorded with regard to compromise on 08.06.2017 and the Court was directed to send its report qua genuineness of the compromise.

Pursuant to the aforesaid order, petitioner-accused, namely, Jai Bhagwan and respondent No.2-complainant Parveen have appeared before learned Judicial Magistrate 1st Class, Jind and got their statements recorded. On the basis of the statements so recorded by the parties, learned Magistrate has submitted the report dated 09.06.2017 to the effect that the compromise effected between the petitioner and respondent No.2-complainant is genuine and the same has been made without any pressure, threat, coercion and undue influence.

The factum of compromise between the petitioner and respondent No.2 has not been disputed by learned State counsel.

Learned counsel for respondent No.2-complainant also accepts the factum of compromise and states that the respondent No.2 has compromised the matter with petitioner-accused Jai Bhagwan and he has received the outstanding amount from the petitioner. The respondent No.2 has no objection in case the FIR in question is quashed qua the petitioner.

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. qua the petitioner.

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.881 dated 30.10.2013 under Sections 406, 420 and 506 IPC registered at Police Station City Jind, District Jind (Annexure P-1) and all consequential proceedings arising therefrom are quashed qua petitioner, namely,

Jai Bhagwan on the basis of compromise dated 04.02.2014 (Annexure P-2) and 07.04.2014 (Annexure P-3).

August 03, 2017
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:	Yes
Whether Reportable:	No