

In the High Court of Punjab and Haryana at Chandigarh

CRM M-11713 of 2018 (O&M)

Date of Decision: July 27, 2018

Raman Kumar and another

... Petitioners

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Ms. Sunita Nambiar, Advocate,
for Mr. Balkar Singh, Advocate,
for the petitioners.

Mr. Manish Dadwal, AAG, Haryana.

Mr. Virender Singh, Advocate,
for respondent no.2.

Mr. Munish Mittal, Advocate,
for the applicant in CRM No. 12267 of 2018.

P.B. Bajanthri, J. (Oral)

CRM No. 12267 of 2018

Learned counsel for the applicant seeks permission to withdraw the instant application – CRM No. 12267 of 2018.

Accordingly, CRM No. 12267 of 2018 stands dismissed as withdrawn. Reserving liberty to the applicant to establish his right in accordance with law.

CRM-M-11713 of 2018

1. In the present petition, petitioners are seeking quashing of FIR No. 185, dated 15.03.2017, under Sections 406, 420 IPC, registered at Police Station Civil Lines Karnal, District Karnal (Annexure P/1) on the basis of compromise dated 10.03.2018 (Annexure P/2).

2. This Court while ordering notice of motion, had directed the parties to appear before the trial Court / Illaqa Magistrate for the purpose of recording their statements with regard to veracity of the compromise. The Chief Judicial Magistrate, Karnal has sent her report dated 05.04.2018 wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded.

2. In view of the law laid down in *Narinder Singh vs. State of Punjab* reported in (2014) 6 SCC 466, no useful purpose will be served by continuing the criminal proceedings. Therefore, present petition is allowed and FIR No. 185, dated 15.03.2017, under Sections 406, 420 IPC, registered at Police Station Civil Lines Karnal, District Karnal (Annexure P/1) is hereby set aside subject to payment of litigation cost of Rs. 5,000/- by each of the petitioner to the Treasury, State of Haryana within a period of two months from today.

July 27, 2018
vkd

[P.B. Bajanthri]
Judge

Whether reasoned / speaking : Yes

Whether reportable : No