

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

CRM-M-12480 of 2018

Date of Decision:13.08.2018

Rajesh Alias Raju and others ... Petitioners

Vs.

State of Haryana and others ... Respondents

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

Present : Mr. Yogesh Saini, Advocate for the petitioners.

Mr. Manish Dadwal, A.A.G. Haryana.

Mr. Yugal Kumar Jamwal, Advocate
for respondents No.2 and 3.

P.B. BAJANTHRI J. (Oral)

Petitioners have sought for quashing of FIR No.0172 dated 0503.2016 registered under Sections 148/149/323/452/506 IPC at Police Station Gohana City alongwith all consequential proceedings arising therefrom on the basis of compromise (Annexure P-2).

2. The present FIR has been registered on account of some altercation and with the intervention of the respectable parties arrived at compromise.

3. Parties have entered into a compromise vide Annexure P-2. This Court by order dated 26.03.2018 directed the parties to appear before the Trial Court/Illaq Magistrate for recording their statements with regard to veracity of compromise. It has been recorded by the SDJM, Gohana and his report in this regard has been sent to this Court vide letter dated 17.05.2018 of the District and Sessions Judge, Sonipat from which it is evident that compromise is genuine, voluntary and without any coercion.

4. On the other hand, learned State counsel submitted that on the

basis of reply dated 14.5.2018 on behalf of respondent No.1 that no such compromise was placed before investigating officer. However, the Court can quash the FIR on the basis of compromise in view of the law laid down in Narinder Singh v. State of Punjab; 2014 (6) SCC 466.

5. In view of the law laid down in Narinder Singh v. State of Punjab; 2014 (6) SCC 466, no useful purpose will be served by continuing the criminal proceedings. Therefore, the present petition is allowed and FIR No.0172 dated 0503.2016 registered under Sections 148/149/323/452/506 IPC at Police Station Gohana City alongwith all consequential proceeding arising out of this FIR are hereby quashed subject to payment of litigation cost of Rs.3000/- by each of the petitioner. Cost shall be remitted in the Treasury, State of Haryana, within a period of 3 months from today.

13.08.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned Yes/No

Whether reportable Yes/No