In the High Court of Punjab and Haryana at Chandigarh

Crl. Misc. No. M-1501 of 2018
Date of Decision: 09.3.2018

Jitender Kumar @ Rishi and others .....Petitioners

Versus

State of Haryana and others .....Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Pawan Kumar Hooda, Advocate
for the petitioners.

Mr. Arun Kumar, AAG, Haryana

None for respondents No. 2 and 3.

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ANITA CHAUDHRY, J (ORAL)

The instant petition is for quashing of FIR No. 514 dated 10.11.2017 registered under Sections 323, 34, 354-B, 452, 506 IPC, Police Station Pataudi, District Gurugram (Annexure P-1) and all the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. The trial Court has reported that the compromise is genuine, voluntary and without any coercion or undue influence. The trial Court has also sent the statements of the parties.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondents No. 2 and 3 are the only aggrieved person in this FIR.

Gurpreet Singh Bhatia
2018.03.13 10:17
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chandigarh

No useful purpose would be served to keep the FIR pending.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, approved by Hon'ble Apex Court in ***Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303***, the instant petition is allowed and the aforesaid FIR and all consequent proceedings conducted on the basis thereof are quashed qua the petitioners.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

(ANITA CHAUDHRY)
JUDGE

March 09, 2018
Gurpreet

Whether speaking/reasoned : Yes
Whether reportable : No

Gurpreet Singh Bhatia
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