

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

CRM-M-1632-2018 (O&M)

Date of Decision: 31.10.2018

Naveen and others

... Petitioners

Vs.

State of Haryana and another

... Respondents

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

Present : Ms. Reena, Advocate
for the petitioners.

Mr. Neeraj Poswal, A.A.G. Haryana.

Mr. Sunil Dhanda, Advocate
for respondent No.2.

P.B. BAJANTHRI J. (Oral)

Petitioners have sought for quashing of FIR No.237 dated 23.12.2017 registered under Sections 341, 452, 506 IPC and Section 25 of Arms Act at Police Station Tigaon, District Faridabad alongwith all consequential proceedings arising therefrom on the basis of compromise (Annexure P-2).

2. Present FIR is an out-come of sudden quarrel and in fit of anger. Now, by the intervention of the respectable friends, matter has been compromised.

3. Learned State counsel on instructions from SI Satya Narayan submitted that no offence under Section 25 of Arms Act and Section 452 IPC is found to be made out during investigation. In other words, challan has been filed only under Sections 341 and 506 IPC. Therefore, parties could enter into a compromise.

4. Parties have entered into a compromise vide Annexure P-2. This Court by order dated 16.01.2018 directed the parties to appear before the Illaqa Magistrate for recording their statements with regard to veracity

of compromise. It has been recorded by the Judicial Magistrate Ist Class,

Faridabad and a report in this regard has been sent to this Court vide letter dated 07.02.2018 from which it is evident that compromise Annexure P-2 is genuine, voluntary and without any coercion or undue influence.

5. In view of the law laid down in Anita Maria Dias and another v. State of Maharashtra and another; (2018) 3 SCC 290, no useful purpose would be served by continuing the criminal proceedings. Therefore, the present petition is allowed and FIR No.237 dated 23.12.2017 registered under Sections 341, 452, 506 IPC and Section 25 of Arms Act at Police Station Tigaon, District Faridabad alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners subject to payment of litigation cost of Rs.3000/- by each of the petitioner. Cost shall be remitted in the District Treasury, Faridabad, State of Haryana, within a period of three months from today.

31.10.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned Yes/No

Whether reportable Yes/No