

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-1848 of 2018

Date of decision:- 12.03.2018

Mahender

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Naveen Dahiya, Advocate for
Mr. Rajat Mor, Advocate
for the petitioners.

Mr. Vikas Chopra, DAG, Haryana.

Mr. S.S. Mor, Advocate
for respondent No.2.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition is filed praying for quashing FIR No.11 dated 06.01.2018, under Section 384 of IPC, registered at Police Station Kalanaur, District Rohtak on the basis of compromise entered into between the parties.

2. Heard learned counsel for the parties and perused the paper book.

3. It is jointly stated by both the parties that the petitioner as

well as respondent No.2 are drivers by profession and on account of some misunderstanding the FIR was lodged. Now the matter has been settled amicably and compromised between them. In pursuance of the order of this Court dated 17.01.2018, both the parties were directed to appear before the learned Area Magistrate/Trial Court and get their statements recorded and in pursuance thereof, learned Judicial Magistrate Ist Class, Rohtak recorded the statements of both the parties and has submitted a report dated 17.02.2018.

4. A perusal of the report reveals that the compromise entered into between the parties is genuine and without any pressure, coercion, undue influence or inducement from any quarter. Even, before this Court also there is no dispute regarding the compromise, rather, both the parties have settled the same with their free will.

5. On instructions from ASI Sanjay, learned State counsel submits that challan has not been presented and no charges have been framed in the case. No objection has been raised by the learned State counsel on a specific query put to him by the Court with regard to quashing of the FIR as well as all other consequential proceedings on the basis of the compromise effected between the parties in this case.

6. In view of the above, this Court is fully convinced that the offences are entirely personal in nature and do not affect any public peace or tranquility and thus quashing of FIR No.11 dated 06.01.2018 alongwith all consequential proceedings on the basis of compromise would bring peace and harmony to secure the ends of justice.

7. Accordingly, the impugned FIR and all consequential

proceedings resulting therefrom, qua petitioner, are hereby quashed.

8. Petition is allowed.

March 12, 2018
rashmi

(MAHABIR SINGH SINDHU)
JUDGE

Whether reportable?	Yes/No
Whether reasoned/speaking?	Yes/No