

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

**CRM-M No.20878 of 2018 (O&M)  
Date of Decision: 15.11.2018**

Sunny Pal and another

.....Petitioners

*Versus*

State of Haryana and others

.....Respondents

**CORAM : HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: Mr. G.S.Sandhu, Advocate for the petitioners.

Mr. Tanuj Sharma, Assistant Advocate General, Haryana  
for respondent No.1/State.

Mr. Dinesh Maurya, Advocate for respondent Nos.2 and 3.

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**MAHABIR SINGH SINDHU, J. (ORAL)**

Present petition under Section 482 Cr.P.C. has been filed praying for quashing of FIR No.320 dated 30.03.2018 (**Annexure P-1**), under Sections 148, 149, 323, 324, 325, 326, 341 and 506 of the Indian Penal Code, registered at Police Station Karnal City, District Karnal along with all consequential proceedings arising therefrom on the basis of compromise dated 10.05.2018 (**Annexure P-2**) entered into between the parties i.e. petitioners as well as respondent Nos.2 and 3.

This Court, on 01.10.2018, passed the following order:-

*“ Parties are hereby directed to appear before the Trial Court/Illaq Magistrate on 29.10.2018 for getting their statements recorded with regard to the compromise arrived at between them.*

*The learned Trial Court is directed to indicate (i) how many total accused are facing the trial, (ii) status/stage of the trial/case,*

*(iii) to record the statements of all the concerned parties, with regard to the genuineness and validity or otherwise of the compromise and (iv) to send its report to this Court through District and Sessions Judge, before the next date of hearing.*

*List this matter on 15.11.2018. ”*

In terms of above order, the statements of the parties were recorded by learned Chief Judicial Magistrate, Karnal and submitted a report dated 03.11.2018. The operative part of the same reads as under:-

*“ Further, point wise report sought vide order dated 01.10.2018 is as under:-*

- 1. Two accused facing trial.*
- 2. Charge.*
- 3. As per the statement of the parties, the compromise is genuine, voluntarily without any threat, pressure or promise. ”*

A perusal of the aforesaid report clearly reveals that the matter has been compromised by both the parties with their free consent, voluntarily and without any coercion or undue influence.

Learned State Counsel, on instructions from ASI Jaipal, has acknowledged the above fact and further stated that he has no objection in case the present FIR as well as all other consequential proceedings are quashed on the basis of the compromise effected between the parties. Even before this Court also, there is no objection by either of the parties in case the present FIR is quashed.

In view of above, this Court is fully convinced that the offences are entirely personal in nature and do not affect any public peace or tranquillity and thus quashing of FIR in question along with all consequential proceedings on

the basis of compromise would bring peace and harmony to secure the ends of justice. Consequently, the present petition is allowed and the aforesaid FIR along with all consequential proceedings resulting therefrom are quashed qua the petitioners.

November 15, 2018  
Gagan

( MAHABIR SINGH SINDHU )  
JUDGE

|                           |           |
|---------------------------|-----------|
| Whether speaking/reasoned | Yes       |
| <i>Whether Reportable</i> | <i>No</i> |