

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-22913 of 2018

Date of decision: 20.07.2018

Ved Pal and another

.. Petitioners

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Anshul Jain, Advocate
for the petitioners.

Mr. Amrik Narwal, DAG, Haryana.

Mr. Rakesh Sobti, Advocate
for respondent No.2.

SURINDER GUPTA, J.(Oral)

The petitioners have filed this petition under Section 482 Code of Criminal Procedure (for short, 'Cr.P.C.') seeking quashing of FIR No.554 dated 24.09.2016 (Annexure P-1), registered for offences punishable under Sections 323/341/506/34 Indian Penal Code (for short 'IPC') at Police Station SGM Nagar, District Faridabad, along with all consequential proceedings arising therefrom, on the basis of compromise dated 10.05.2018 (Annexure P-2).

As per case of complainant, he was caught hold by petitioners when he was going out of police station and was thrown on the ground resulting in injuries on both his knees.

Learned counsel for the petitioners submits that the matter has since been settled vide compromise, copy of which has been placed on file as Annexure P-2.

Learned counsel for respondent No.2-complainant has

submitted that in view of the compromise (Annexure P-2), respondent no. 2-

complainant has no objection if the impugned FIR (Annexure P-1) is quashed.

Learned State counsel has also not disputed compromise (Annexure P-2).

In order to verify the veracity and genuineness of the settlement between the parties, they were directed to appear before the trial court and get their statements recorded. The trial court has sent its report dated 12.07.2018 stating therein that the compromise has been effected between the complainant and the accused which appears to be genuine, voluntary in nature, without any threat, pressure, undue influence or fraud.

Keeping all the above facts in view, I am of the considered opinion that it is a fit case in which the impugned FIR should be quashed. Keeping the case pending will not serve the ends of justice. The quashing of the FIR will provide the parties to this petition an opportunity to live in an amicable, peaceful and harmonious atmosphere which is not only in the interest of the parties but also for their families and ultimately the society at large.

For the reasons as discussed above, the instant petition is allowed and impugned FIR No. 554 dated 24.09.2016 (Annexure P-1) registered at Police Station SGM Nagar, District Faridabad along with all consequential proceedings arising therefrom, qua petitioners, is quashed.

July 20, 2018
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No