

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

CRM-M-24854-2018
Date of decision:30.08.2018

Mudit Kumar Jain and another

.....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present : Mr. Aayush Goyal, Advocate
for the petitioner.

Mr. Sandeep Vashisht, DAG, Haryana
for respondent No.1.

Ms. Tanvi Jain, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks quashing of FIR No.430 dated 27.09.2012 under Sections 406, 420, 467, 468, 471, 120-B of Indian Penal Code, 1860, Police Station Ambala Cantt. and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 01.06.2018 the parties had been directed to appear before the trial Court so as to get the statements recorded with

regard to the genuineness of the compromise.

Report of learned Judicial Magistrate Ist Class, Amabla has been received to the effect that statements of complainant-Paras Jain and also of the petitioners/accused namely Mudit Jain and Vinita Jain have been recorded to the effect that they have resolved the dispute and had compromised the matter out of their free will. It has been specifically opined by learned Magistrate that the parties have entered into compromise voluntarily out of their free will and without there being any pressure.

In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition is allowed and FIR No.430 dated 27.09.2012 under Sections 406, 420, 467, 468, 471, 120-B of Indian Penal Code, 1860, Police Station Ambala Cantt. and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

30.08.2018
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No