

267.

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

CRM-M-27970-2018

Date of decision:22.11.2018

GAURAV KUMAR

... Petitioner

versus

STATE OF HARYANA AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioner.

Mr. Ripu Daman, AAG, Haryana.

HARI PAL VERMA, J. *(Oral)*

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.281 dated 15.05.2015 registered under Sections 406, 420, 506 of IPC at Police Station City Bahadurgarh, District Jhajjar (Annexure P-1) and all consequential proceedings arising therefrom including the final investigation report under Section 173 Cr.P.C. (Annexure P-2) and order dated 16.11.2016 (Annexure P-3), on the basis of compromise/settlement agreement dated 25.07.2017 (Annexure P-4).

This Court vide order dated 09.07.2018 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

However, a report dated 23.08.2018 has been received from learned Judicial Magistrate Ist Class, Bahadurgarh, to the effect that the complainant-respondent No.2, namely, Ram Chander son of Tek Chand has

recorded his statement that the matter has not been settled with the accused Gaurav Kumar.

In view of aforesaid statement of the complainant that the matter has not been compromised, present petition seeking quashing of FIR on the basis of compromise, is dismissed.

However, the petitioner is at liberty to file an independent petition seeking quashing of FIR on merits or on the basis of compromise if so arrived at between the parties.

(HARI PAL VERMA)
JUDGE

22.11.2018
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No