

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

CRM-M-33392-2017 (O&M)

Date of Decision:-26.7.2018

Sanjeev Sharma

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Rajesh Gupta, Advocate for the petitioner.

Mr. Manish Bansal, Deputy Advocate General, Haryana.

Mr. Ram Kumar Saini, Advocate for respondents No.2 to 4.

GURVINDER SINGH GILL, J.(Oral)

The petitioner seeks quashing of FIR No.321 dated 15.8.2014 registered under Sections 323, 324, 289 and 506 of Indian Penal Code, 1860 at Police Station Baldev Nagar, District Ambala and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 11.9.2017 the parties had been directed to appear before the trial Court/Illaq Magistrate within a period of 15 days so as to get their statements recorded qua the factum of compromise.

Report of learned Additional Chief Judicial Magistrate, Amabla has been received to the effect that the statements of complainant Jai Bhagwan and also of injured Ankur and Darshan Kaur have been recorded, who have stated that they have compromised the matter with the accused

Sanjeev Kumar. Statement of Sanjeev Kumar has also been recorded to this effect. It has specifically been opined by learned Additional Chief Judicial Magistrate, Ambala that the matter has been compromised between the parties out of their free Will and without there being any pressure, coercion or undue influence.

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 present petition is allowed and FIR No.321 dated 15.8.2014 registered under Sections 323, 324, 289 and 506 of Indian Penal Code, 1860 at Police Station Baldev Nagar, District Ambala and all the consequent proceedings arising therefrom are hereby quashed.

26.7.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No