

In the High Court of Punjab and Haryana at Chandigarh

Crl. Misc. No. M-35365 of 2018

Date of Decision: October 25, 2018

Rahil Agnihotri

..... Petitioners

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Animesh Sharma, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG., Haryana.

Dr. Rau P. S. Girwar, Advocate
for respondent No.2.

ANITA CHAUDHRY, J (ORAL)

Reply by way of an affidavit of Noopur Bishnoi, HPS Assistant Commissioner of Police, Panchkula has been filed on behalf of the State. The same is taken on record.

The instant petition is for quashing of FIR No.15 dated 19.3.2017 registered under Sections 323, 406, 498-A, 506 IPC, Police Station Women Police Station, District Panchkula (Annexure P-1) and all the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. The trial Court has reported that the compromise is genuine, out their free will and without any pressure or coercion. The trial Court has also sent original statements of the parties and the compromise.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondent No. 2 is the only aggrieved person in this FIR.

No useful purpose would be served to keep the FIR pending.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, approved by Hon'ble Apex Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, the instant petition is allowed and the aforesaid FIR and all consequent proceedings conducted on the basis thereof are quashed qua the petitioner.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

**(ANITA CHAUDHRY)
JUDGE**

**October 25, 2018
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No