

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

CRM-M-38972-2015 (O&M)

Date of decision: January 12, 2018

DSC Limited and others

... Petitioners

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Ms. Tanu Bedi, Advocate
for the petitioners.

Mr. Pawan Garg, AAG, Haryana
for respondent No.1-State.

Mr. Pardeep K. Rapria, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J.(ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.353 dated 21.07.2015, under Sections 406, and 420 of Indian Penal Code, registered at Police Station Udyog Vihar, District Gurgaon, Haryana (Annexure P-1) and all subsequent proceedings arising therefrom.

This Court vide order dated 31.05.2016 had directed the parties to appear before the trial Court to get their statements recorded and the learned Court was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Gurgaon and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

submitted report dated 13.07.2016 to the effect that the parties have compromised the matter voluntarily and without any coercion or undue influence.

Learned State counsel on instructions from SI Jagdev Singh as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R. and it will amount to abuse of the process of law.

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and others (2012) 10 SCC 303**, this petition is allowed and F.I.R. No.353 dated 21.07.2015, under Sections 406, and 420 of Indian Penal Code, registered at Police Station Udyog Vihar, District Gurgaon, Haryana (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners.

January 12, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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