

251/A.

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

CRM-M-41320-2016 (O&M)

Date of decision:05.09.2018.

DHARAMBIR SINGH & ANR

... Petitioners

Versus

STATE OF HARYANA AND ANOTHER

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Ms. Shelja Shama, Advocate, for
Mr. Rajesh Lamba, Advocate,
for the petitioners.

Mr. Ramesh Kumar Ambavta, AAG, Haryana

HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 482 Cr.P.C. is for quashing of FIR No.685 dated 28.07.2015 registered under Sections 406, 420, 467, 468, 471, 120-B IPC at Police Station Gurgaon Sadar, District Gurgaon (Annexure P-1) and consequential proceedings arising therefrom on the basis of affidavit-cum-No Objection Certificate dated 01.09.2015 (Annexure P-2) submitted by respondent No.2-complainant.

Reply by way of affidavit of Anil Kumar, HPS, Assistant Commissioner of Police, Sadar, Gurugram has already been filed on behalf of respondent No.1. In the preliminary objection of the reply, it has been averred that during the course of investigation, respondent No.2-complainant has given in writing that he has entered into compromise with the petitioners and, therefore, he does not want to proceed with the FIR registered against the petitioners. Acting on this written request of the complainant, an

untraced report has been prepared on 06.10.2016 by the SHO, Police Station Sadar, Gurugram and the same has been submitted to the Court of Illaqa Magistrate, Gurugram.

In view of aforesaid stand taken by the respondent No.2-complainant, the present petition is rendered infructuous and disposed of as such.

However, in case the untraced report so prepared by the police is not accepted by the Court, the petitioners shall be at liberty to revive/file fresh petition for quashing on the basis of compromise.

(HARI PAL VERMA)
JUDGE

05.09.2018
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No