

CRM-M-43189-2016

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

CRM-M-43189-2016

Date of Decision: 26th February, 2018

Jasbir Singh

...Petitioner

Versus

State of Haryana & another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Naveen Kumar Jaglan, Advocate
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

Mr. Vishal Jolly, Advocate
for respondent No.2.

AUGUSTINE GEORGE MASIH, J. (ORAL)

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.315 dated 29.11.2015, under Sections 323, 452 and 506 of the Indian Penal Code, registered at Police Station Naraingarh, District Ambala (Annexure P-1) and all subsequent proceedings arising therefrom, in the light of the compromise dated 15.11.2016 (Annexure P-2) entered into between the petitioner and respondent No.2 -complainant.

On 30.11.2017, parties were directed to appear before the trial Court where the case was pending for 12.12.2017 for recording their statements regarding compromise arrived at between them and trial Court was directed to submit a report with regard to the genuineness of the compromise.

In compliance with the said order, report dated 12.01.2018 has

been received. As per the said report, parties had appeared before the trial Court on the date fixed and gave their respective statements. On the basis of the statements, learned Judicial Magistrate First Class, Naraingarh, has come to a conclusion that the compromise arrived at between the parties is genuine, voluntary and without any coercion and undue influence.

In the light of the above, counsel for the petitioner submits that the present petition be allowed and the FIR in question be quashed. Counsel for the complainant also states that the complainant has no objection in case the present petition is allowed.

In the light of the fact that the parties have entered into a compromise and keeping in view the report submitted by the Judicial Magistrate First Class, Naraingarh as also the principles laid down by the Hon'ble Supreme Court in *Narinder Singh & others Vs. State of Punjab & another, 2014 (2) R.C.R. (Criminal) 482* and the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another, 2007 (3) RCR (Criminal) 1052*, the present petition is allowed. FIR No.315 dated 29.11.2015, under Sections 323, 452 and 506 of the Indian Penal Code, registered at Police Station Naraingarh, District Ambala (Annexure P-1) and all subsequent proceedings arising therefrom are hereby quashed.

(AUGUSTINE GEORGE MASIH)
JUDGE

26th February, 2018
Harish

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No