

Crl. Misc. No.M-44496 of 2017 (O&M)

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

**Crl. Misc. No.M-44496 of 2017 (O&M)
Date of decision : 06.12.2018**

Vineet Rai

.....Petitioner(s)

Versus

State of Haryana and another

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Petitioner in person with
Mr. Maninder Arora, Advocate.

Mr. Arun Kumar, AAG, Haryana.

Respondent no.2 in person with
Mr. Ram Bilas Gupta, Advocate.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No. 255 dated 03.07.2013 registered under Sections 323, 406, 498-A, 506 IPC, Police Station SGM Nagar, District Faridabad and the consequent proceedings arising out of the same, on the basis of written compromise arrived at between the parties.

Report had been received from the trial Court after statements of the parties regarding the compromise were recorded. Respondent no.2 had raised an objection while making her statement before the Magistrate and refused to take the FDR and the cash amount.

Demand draft and FDR amounting to Rs.10,00,000/- have been handed over to respondent no.2 who is present in the Court today. She states that she is satisfied and received the amount which was balance. She states that she has no objection if the FIR is quashed.

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 petitioners.

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

06.12.2018
sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No