

CRM-M-6348-2017

Date of decision : 09.01.2018.

Shahrukh and others

.....Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. S.K. Nehra, Advocate
for the petitioners.

Ms. Mahima Yashpal, A.A.G., Haryana.

Mr. Ramnish Puri, Advocate
for respondents No.2 to 5.

ANITA CHAUDHRY, J

The instant petition is for quashing of FIR No.263 dated 19.12.2016 registered under Sections 506 and 34 of IPC and Section 8 of the Protection of Children from Sexual Offence Act, 2012, at Police Station Yamunanagar Sadar, District Yamunanagar and 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, voluntary and without any pressure or coercion and undue influence. The trial Court has also sent copies of the statements of parties.

Learned counsel for the State on instructions submits that petitioners are the accused and respondents No.2 to 5 are the aggrieved persons 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 as against the petitioners only.

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

(ANITA CHAUDHRY)
JUDGE

09.01.2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No