

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

CRM-M-5384-2018 (O&M)

Date of Decision:- 1.8.2018

Pawan Sharma

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Munish Behl, Advocate, for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

Mr. Pankaj Bali, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 790 dated 3.9.2017 under Sections 120-B, 406, 420 and 506 IPC, Police Station Sarai Khawaja, District Faridabad and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 8.2.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements recorded.

Report of learned Judicial Magistrate 1st Class, Faridabad has been received wherein it has been reported that statement of the petitioner as well as of Rajender Singh-complainant had been recorded who have stated

that they have compromised the matter and that Rajender Singh has no objection if the FIR is quashed. It has specifically been reported by learned Judicial Magistrate 1st Class, Faridabad that in his opinion the compromise is genuine and has been effected voluntarily without there being any undue influence or coercion.

The learned State counsel has however informed that the petitioner is involved in two other FIRs also.

In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition stands allowed and FIR No. 790 dated 3.9.2017 under Sections 120-B, 406, 420 and 506 IPC, Police Station Sarai Khawaja, District Faridabad and all the consequent proceedings arising therefrom are hereby quashed.

August 1, 2018

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(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No