

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

CRM-M-414-2019

Date of decision:8.5.2019

KULLU @ ARUN AND OTHERS

.....Petitioners

Versus

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. G.S. Sandhu, Advocate
for the petitioners.

Mr. Ashok Singh Choudhary, Addl. A.G., Haryana.

Ms. Shailja Sharma, Advocate
for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seek quashing of FIR No.382 dated 14.06.2018 under Sections 323, 34, 341, 506 IPC and Section 3 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, Police Station Gharaunda, District Karnal and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Learned State counsel filed reply by way of affidavit of Sh. Ram Dutt, HPS, DSP, Gharaunda, Karnal on behalf of respondent No.1, which is taken on record.
3. Vide order dated 9.1.2019 the parties had been directed to appear

before the trial Court/Illaq Magistrate so as to get the statements recorded with regard to the genuineness of the compromise.

4. Report of learned Judicial Magistrate Ist Class, Karnal has been received wherein it has been reported that statements of the petitioners as well as of complainant-Chanderpati and her son Kanwal Pal have been recorded who have stated that they have compromised the matter and that complainant and her son have no objection if the FIR is quashed. It has specifically been opined by learned Magistrate, Karnal that the parties have voluntarily compromised the matter.
5. 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 is allowed and FIR No.382 dated 14.06.2018 under Sections 323, 34, 341, 506 IPC and Section 3 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, Police Station Gharaunda, District Karnal and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

8.5.2019
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No