

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-1287 of 2019

Date of Decision: 16.01.2019

Mohammad Hasan

...Petitioner(s)

Versus

State of Haryana & another

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Mazlish Khan, Advocate
for the petitioner.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 482 of the Code of Criminal Procedure, 1973 is for quashing of FIR No.271 dated 01.09.2017 (Annexure P-1) under Sections 120-B, 323, 34, 342, 363, 366, 406, 498, 506 IPC registered at Police Station City Rewari and further proceedings arising therefrom.

Counsel for the petitioner has argued that the matter has been compromised between the main accused and the complainant and except general allegations, there is no allegation against the petitioner. He further submits that it is on the basis of the compromise, the present FIR has been quashed *qua* the main accused Mohammad Asif Shah vide order dated 06.08.2018 passed in CRM-M-16446-2018 *Mohammad Asif Shah Vs.*

State of Haryana and another.

Having heard learned counsel for the petitioner, this Court finds that so far as quashing of FIR *qua* the main accused Mohammad Asif Shah is concerned, the same was quashed on the basis of compromise, but in the case in hand, this Court has been informed that challan has been presented against the petitioner and the case is fixed for evidence. Therefore, this Court finds that once charge has been framed and the petitioner is facing trial in the case, no case for quashing is made out.

Accordingly, the present petition is dismissed.

However, considering the fact that the FIR *qua* the main accused has been quashed, though on the basis of compromise, let the trial Court expedite the trial.

January 16, 2019
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No