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

CRM-M-2256-2019

Date of decision: 09.05.2019

RATAN SINGH AND ORS

... Petitioners

versus

STATE OF HARYANA AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioners.

Ms. Priyanka Sadar, AAG, Haryana,
for respondent No.1.

None for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.390 dated 21.11.2018 registered under Sections 323, 324, 354-B of IPC at Police Station Madhuban, District Karnal and all subsequent proceedings arising therefrom on the basis of compromise dated 17.12.2018 (Annexure P-1).

This Court vide order dated 18.01.2019 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Karnal and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

submitted report dated 08.03.2019 to the effect that the compromise is genuine and has been effected between the parties without any pressure or undue influence.

Though today none has put in appearance on behalf of respondent No.2-complainant, namely, Santosh, but no prejudice would be caused to her as she has already made her statement with regard to compromise before learned Magistrate on 20.02.2019 to the effect that she has compromised the matter with the accused-petitioners and has no objection in case the FIR in question is quashed qua the petitioners.

Learned State counsel has not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*** and approved by the Hon'ble Supreme Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303***, this petition is allowed and F.I.R. No.390 dated 21.11.2018 registered under Sections 323, 324, 354-B of IPC at Police Station Madhuban, District Karnal and all subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 17.12.2018 (Annexure P-1).

(HARI PAL VERMA)
JUDGE

09.05.2019
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No