

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-6215-2019 (O&M)
Date of Decision:-4.10.2019

Jony and another ... Petitioners

Versus

State of Haryana and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Saurabh Sharma, Advocate for the petitioners.

Ms. Aditi Girdhar, Assistant Advocate General, Haryana.

Mr. Hitesh Ghai, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

The petitioners have approached this Court seeking quashing of FIR No.71 dated 27.5.2018 registered at Police Station Barara, District Ambala under Sections 323, 452 and 506 of Indian Penal Code, 1860 and Sections 8 and 16 of POCSO Act and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 11.2.2019, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Additional Sessions Judge, Ambala has been received, wherein it has been reported that statements of petitioners/accused

Jony and Sushila Devi and also of complainant Loveprit Kaur and of her parents have been recorded to the effect that they have compromised the matter amongst themselves and they have no objection in case the FIR is quashed.

The learned Additional Sessions Judge, Ambala has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.

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 present petition is allowed and FIR No.71 dated 27.5.2018 registered at Police Station Barara, District Ambala under Sections 323, 452 and 506 of Indian Penal Code, 1860 and Sections 8 and 16 of POCSO Act and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

4.10.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No