

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

CRM-M-8691-2019

Date of decision:15.05.2019

TALIB

.....Petitioner

Versus

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. S.K. Tripathi, Advocate
for the petitioner.

Mr. Brijesh Sharma, AAG, Haryana.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioner seeks quashing of FIR No.436 dated 18.09.2018 under Section 381 of the Indian Penal Code, Police Station Sector 50, District Gurugram and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 26.2.2019 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.
3. Report of learned Judicial Magistrate Ist Class, Gurugram has been received wherein it has been reported that statements of the

petitioner as well as of complainant-Amar have been recorded who have stated that they have compromised the matter and that complainant has no objection if the FIR is quashed. It has specifically been opined by learned Magistrate that matter has been settled between the parties amicably/voluntarily, without any pressure or coercion.

4. 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.436 dated 18.09.2018 under Section 381 of the Indian Penal Code, Police Station Sector 50, District Gurugram and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

(GURVINDER SINGH GILL)
JUDGE

15.05.2019
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No