

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

CRM-M-16634-2018 (O&M)
Date of Decision:-1.2.2019

Mahavir Singh @ Mahabir Dahiya ... Petitioner

Versus

State of Haryana and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Jagmohan Ghuman, Advocate for the petitioner.

Mr. Brijesh Sharma, AAG, Haryana.

Mr. Neeraj Jain, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioner seeks quashing of FIR No.1023 dated 11.9.1997 registered at Police Station City Gurgaon, District Gurgaon under Sections 406, 420 and 506 of Indian Penal Code, 1860 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 28.5.2018, the parties had been directed to appear before the trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Gurugram has been received, wherein it has been reported that the statements of petitioner/accused Mahavir Singh @ Mahabir Dahiya and also of complainant Ram Kumar Yadav @ Ram Kanwar 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.

It has specifically been opined by learned Judicial Magistrate 1st Class, Gurugram 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.1023 dated 11.9.1997 registered at Police Station City Gurgaon, District Gurgaon under Sections 406, 420 and 506 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

1.2.2019

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No