

289.

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

**CRM-M-12168-2019**

Date of decision:21.05.2019

SANDEEP

... Petitioner

versus

STATE OF HARYANA AND ANOTHER

.... Respondents

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

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Present: Mr. J.P. Jangu, Advocate, for the petitioner.

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

Mr.Manjit Singh Kundu, Advocate, for respondent No.2.

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**HARI PAL VERMA, J.(Oral)**

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.37 dated 07.03.2018 registered under Sections 341, 354-A, 354-B, 354-D, 506 of IPC at Police Station Kosli, District Rewari (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 16.05.2018 (Annexure P-2).

This Court vide order dated 15.03.2019 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 Additional Civil Judge (Senior Division)-cum-Sub Divisional Judicial Magistrate, Kosli and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 05.04.2019 to the effect that the compromise has been effected between the

parties without any coercion or undue influence.

Respondent No.2-complainant, namely, Priyanka, has made her statement with regard to compromise before learned Magistrate on 02.04.2019 to the effect that she has compromised the matter with the accused without any coercion or undue influence and has no objection in case the FIR in question is quashed.

Learned State counsel as well as learned counsel for respondent No.2 have 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.37 dated 07.03.2018 registered under Sections 341, 354-A, 354-B, 354-D, 506 of IPC at Police Station Kosli, District Rewari (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioner on the basis of compromise/affidavit dated 16.05.2018 (Annexure P-2), however, that would be subject to payment of costs of Rs.5,000/- to be deposited with the Legal Services Authority, Rewari.

**(HARI PAL VERMA)**  
**JUDGE**

21.05.2019  
sanjeev

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