

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

284

CRM-M-15359-2019

Date of Decision: 10.07.2019

Hari Singh and others

.....Petitioners

Versus

State of Haryana and another

.....Respondents

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

**Present: Mr. Gaurav Aggarwal, Advocate,
for the petitioners.**

**Ms. Gaganpreet Kaur, AAG, Haryana,
for respondent No.1.**

**Mr. Ravi Chadda, Advocate,
for respondent No.2.**

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.80 dated 29.04.2015 under Sections 323, 324, 148, 149, 294, 427, 354-B IPC, registered at Police Station Nathu Sari Chopta, District Sirsa (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 22.01.2019 (Annexure P-2).

This Court vide order dated 04.04.2019 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 Chief Judicial Magistrate, Sirsa and got their statements recorded.

On the basis of the statements so recorded, learned Magistrate has submitted report dated 01.05.2019 to the effect that the compromise arrived at between the parties is genuine, voluntary and without any undue influence/pressure.

Respondent No.2-complainant, namely, Ranjeet Singh, has made a statement with regard to compromise before learned Magistrate. The same is reproduced as under:-

“Stated that compromise has been affected between the parties with the intervention of panchayat and respectable of the village and there is no ill-will between us. Both the parties belong to the same village and the compromise has been affected without any pressure, coercion and with free will without any greed. The compromise is in the interest of both the parties for promoting peace and harmony in the village.”

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 FIR No.80 dated 29.04.2015 under Sections 323, 324, 148, 149, 294, 427, 354-B IPC, registered at Police Station Nathu Sari Chopta, District Sirsa (Annexure P-1) and all subsequent proceedings arising therefrom are hereby quashed qua the petitioners on the basis of compromise dated 22.01.2019 (Annexure P-2), subject to payment of costs of ₹10,000/- to be paid by the petitioners, within a period of one

month from today with the Poor Patients Welfare Fund, PGIMER, Chandigarh. They shall produce a receipt with the Registry.

July 10, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No