

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

CRM-M-34119-2018(O&M)
Date of decision:- 26.03.2019

Jitender Kumar and anotherPetitioners

Versus

State of Haryana and anotherRespondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present:- Mr. Namit Khurana, Advocate for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana

Mr. Neeraj Madan, Advocate
for respondent No.2-complainant.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seek quashing of FIR No. 615 dated 03.08.2017 under Sections 420, 406 and 120-B IPC, Police Station Karnal City Lines, District Karnal(Annexure P-1) and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 05.12.2018 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded with regard to the genuineness of the compromise.
3. Report of learned Chief Judicial Magistrate, Karnal has been received wherein it has been reported that statements of the petitioners as well as of Kishan Kumar, respondent No.2-complainant have been recorded who have stated that they have

compromised the matter and that Kishan Kumar, complainant-respondent No.2 has no objection if the FIR is quashed. It has specifically been opined by learned Chief Judicial Magistrate, Karnal that the compromise is genuine and has been effected voluntarily without there being any undue influence 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. 615 dated 03.08.2017 under Sections 420, 406 and 120-B IPC, Police Station Karnal City Lines, District Karnal(Annexure P-1) and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

26.03.2019
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Whether reasoned/speaking? Yes / No

Whether reportable? Yes / No