

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

CRM-M-34990-2018 (O&M)
Date of Decision:-11.2.2019

Metso India Private Limited and others ... Petitioners

Versus

State of Haryana and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Nishat Joshi, Advocate and
Mr. Vishal Goel, Advocate for the petitioners.

Ms. Aditi Girdhar, Assistant Advocate General, Haryana.

Mr. T.P.S., Makkar, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.0162 dated 1.8.2018 registered at Police Station Bilaspur/Economic Offences Wing, Yamunanagar, Haryana under Sections 406 and 420 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 2.11.2018, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Sub-Divisional Judicial Magistrate, Bilaspur (Yamuna Nagar) has been received, wherein it has been reported that

statements of petitioners/accused Harendra Singh Bhandari, Rakesh Kumar Thakur, Amit Aggarwal, Niraj Srivastava, Harpreet Singh, Deepak Raina and Sanjeev Raina and also of complainant Ram Pal Sharma have been recorded to the effect that they have compromised the matter amongst themselves with the intervention of respectables and mediators and they have no objection in case the FIR is quashed.

The learned Sub-Divisional Judicial Magistrate, Bilaspur (Yamuna Nagar) has specifically opined 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.0162 dated 1.8.2018 registered at Police Station Bilaspur/Economic Offences Wing, Yamunanagar, Haryana under Sections 406 and 420 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

11.2.2019

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No