

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

CRM-M-37810-2018 (O&M)
Date of Decision:-21.2.2019

Shahjad Dagar

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. D.S. Matya, Advocate for the petitioner.

Mr. Ashok Singh Choudhary, Addl. Advocate General, Haryana.

Mr. Chetan Goyal, Advocate for

Ms. Priyavrat Prashar, Advocate for respondents No.2 and 3.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioner seeks quashing of FIR No.6 dated 5.1.2013 registered at Police Station Sohna, District Gurgaon, Haryana under Sections 420, 467, 468 and 471 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 31.8.2018, 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-cum-Additional Civil Judge (Sr. Div.), Sohna, Gurugram has been received, wherein it has been reported that statements of petitioner/accused Shahjad

Dagar and also of complainant Om Pal and Munshi Ram @ Munshi 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.

The learned Sub-Divisional Judicial Magistrate-cum-Additional Civil Judge (Sr. Div.), Sohna, Gurugram 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.6 dated 5.1.2013 registered at Police Station Sohna, District Gurgaon, Haryana under Sections 420, 467, 468 and 471 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

21.2.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No