

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

CRM-M-38030-2018 (O&M)

Date of Decision:-25.2.2019

Ghanshyam

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sarfraj Hussain, Advocate for the petitioner.

Mr. Brijesh Sharma, AAG, Haryana.

Mr. Vipin Pal Yadav, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioner seeks quashing of FIR No.674 dated 12.9.2017 registered at Police Station Sector 10, Gurugram, Haryana under Sections 285 and 188 of Indian Penal Code, 1860 and Section 27 of Arms Act 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 Judicial Magistrate 1st Class, Gurugram has been received, wherein it has been reported that statements of

petitioner/accused Ghanshyam and also of complainant Mukesh Devi 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 Judicial Magistrate 1st Class, 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.674 dated 12.9.2017 registered at Police Station Sector 10, Gurugram, Haryana under Sections 285 and 188 of Indian Penal Code, 1860 and Section 27 of Arms Act and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

25.2.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No