

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

CRM-M-39625-2017 (O&M)
Date of Decision:-5.2.2019

Ramkishan and others

... Petitioners

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Mukesh Yadav, Advocate for the petitioners.

Mr. Brijesh Sharma, AAG, Haryana.

Mr. Parmod Parmar, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.0223 dated 23.5.2015 registered at Police Station Mahendergarh, District Mohindergarh under Sections 365, 342 and 34 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 22.10.2018, 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 Civil Judge (JD)-cum-Judicial Magistrate 1st Class, Mahendergarh has been received, wherein it has been reported that statements of petitioners/accused Ramkishan, Mahender and Barfi Devi and

also of complainant Babita have been recorded to the effect that they have compromised the matter amongst themselves.

Learned learned Civil Judge (JD)-cum-Judicial Magistrate 1st Class, Mahendergarh 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.0223 dated 23.5.2015 registered at Police Station Mahendergarh, District Mohindergarh under Sections 365, 342 and 34 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

5.2.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No