

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

CRM-M-49789-2018 (O&M)

Date of Decision:- 18.3.2019

Kanwar Amrit Kumar and others ... Petitioners

Versus

State of Haryana and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sandeep Arora, Advocate, for the petitioners.

Mr. Brijesh Sharma, DAG, Haryana.

Mr. G.S.Rawat, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.321, dated 6.9.2014, registered at Police Station Pehowa, District Kurukshetra, under Sections 380, 448, 435 and 427 IPC, and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 14.11.2018 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded.
3. Report of learned Judicial Magistrate 1st Class, Pehowa, has been received wherein it has been reported that statements of complainant

Sanjeev Kumar and also of petitioners/accused Kanwar Amrit Kumar, Rana Varinder Kumar, Rohit, Sanjiv Kumar, Nirmal Singh and Baljinder Singh have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant has specifically stated that the matter has been compromised and he does not want to pursue with the matter. Learned Judicial Magistrate 1st Class, Pehowa, opined that the compromise has been effected without any fear and pressure.

4. In view of the aforesaid report 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.321, dated 6.9.2014, registered at Police Station Pehowa, District Kurukshetra, under Sections 380, 448, 435 and 427 IPC, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

March 18, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No