

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

CRM-M-39191-2018 (O&M)
Date of Decision:-23.5.2019

Ajay Malhotra and another

... Petitioners

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Vansh Malhotra, Advocate for the petitioners.

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

Mr. Rahul Jaswal, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

The petitioners have approached this Court seeking quashing of FIR No.626 dated 5.8.2017 registered at Police Station Civil Lines, District Karnal, Haryana under Sections 406, 420 and 506 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 10.9.2018, the parties had been directed to appear before the trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Chief Judicial Magistrate, Karnal has been received, wherein it has been reported that statements of petitioners/accused Ajay Malhotra and Piyush Malhotra and also of complainant Yogesh Kukreja 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 Chief Judicial Magistrate, Karnal 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.626 dated 5.8.2017 registered at Police Station Civil Lines, District Karnal, Haryana under Sections 406, 420 and 506 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

23.5.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No