

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-49019-2018
Decided on: 28.01.2020.**

YOGANSHU BATRA

.....Petitioner

V/S

STATE OF HARYANA AND ANOTHER

.....Respondents

Present: Mr. Manoj Pundir, Advocate
for the petitioner.

Mr. Aashish Sanghi, DAG Haryana.

The instant petition is for quashing of FIR No. 28, dated 17.01.2018, under Sections 365, 354-A, 506 of IPC, registered at Police Station City Yamuna Nagar, District Yamuna Nagar, and all consequential proceedings arising out of the same, on the basis of written compromise dated 22.10.2018 (Annexure P-2), arrived at between the parties.

Vide order dated 02.11.2018 of this court, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their statements recorded regarding the compromise arrived at between them.

Report has since been received from the learned JMIC, Yamuna Nagar, at Jagadhri in pursuance to the direction of this Court. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will. The Trial Court has annexed the statements of the parties in original alongwith its

report.

Learned State counsel too submits that there is no other accused other than the petitioner and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the Ld. JMIC, Yamuna Nagar at Jagadhri and the principles laid down by the Apex Court in ***Gain Singh Vs. State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another, 2007 (3) RCR (Criminal) 1052***, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

28.01.2020
monika*

(MANJARI NEHRU KAUL)
JUDGE