

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

277

CRM-M-37431-2019

Date of Decision:20.01.2020

Balwant Ram

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Ms. Prabhjot Kaur Virk, Advocate,
for the petitioner.**

Ms. Gaganpreet Kaur, AAG, Haryana.

None for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.24 dated 18.05.2016 under Sections 354(A)(1), 354-D IPC, registered at Police Station Women, Sirsa (Annexure P-1) and all the consequential proceedings arising therefrom on the basis of compromise dated 03.08.2019 (Annexure P-2).

This Court vide order dated 05.09.2019 had directed the parties to appear before the trial Court/Illaqa Magistrate to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before

learned Chief Judicial Magistrate, Sirsa and got their statements recorded.

On the basis of the statements so recorded, learned Magistrate has submitted report dated 06.11.2019 to the effect that the matter has been compromised between the parties without any fear, coercion, inducement or threat.

Though no one is present on behalf of respondent No.2-complainant-Darshna Rani in Court today, but no prejudice would be caused to her as she has already made a statement with regard to compromise before the learned Magistrate on 04.11.2019, wherein she has stated that the matter has been compromised between the parties before the Panchayat, which is otherwise without any fear, pressure or any inducement. She has no objection if the FIR registered against the accused is quashed.

Learned State counsel has not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Thus, following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*, as approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and FIR No.24 dated 18.05.2016 under Sections 354(A)(1), 354-D IPC, registered at Police Station Women, Sirsa (Annexure P-1) and all the consequential proceedings arising therefrom are hereby quashed qua the petitioner on the basis of compromise dated 03.08.2019 (Annexure P-2).

January 20, 2020
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No