

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

Sr. No.208

**CRM-M-83-2021(O&M)
Date of decision: 05.03.2021**

Randhir Singh and others

....Petitioners

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rahul Jaswal, Advocate for the petitioners.

Mr. Vikrant Pamboo, DAG, Haryana
for respondent No.1-State.

Mr. Sayyam Batra, Advocate
for respondents No.2 and 3.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 714 dated 30.11.2020 under Sections 323, 324, 506 and 34 of IPC registered at Police Station Samalkha, District Panipat and all subsequent proceedings arising therefrom on the basis of the compromise dated 15.12.2020 (Annexure P-2).

On 06.01.2021 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 18.01.2021 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise.

As directed, report dated 22.01.2021 from the Civil Judge (Jr. Division)-cum-Judicial Magistrate 1st Class, Samalkha has been received, as per which the parties had recorded their statements before the Trial Court in

terms of the compromise arrived at between them; no other case is pending against the petitioners and also no proclamation proceedings are pending against them.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which the offences are not heinous; the parties belong to the same area; the investigation is at the initial stage and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in **Kulwinder Singh and others Vs. State of Punjab and others, 2007 (3) RCR (Criminal), 1052**, this Court deems it just and proper to allow the petition and resultantly quash the FIR No. 714 dated 30.11.2020 under Sections 323, 324, 506 and 34 of IPC registered at Police Station Samalkha, District Panipat and all proceedings arising therefrom, qua the petitioners.

(Deepak Sibal)
Judge

05.03.2021
hemlata

Whether speaking/reasoned Yes/No
Whether reportable Yes/No