

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

**CRM-M-7646 of 2021
Date of Decision:-03.08.2021**

Jaivir and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present:- Mr. Abhimanyu Singh, Advocate
for the petitioners.

Mr. Vishal Malik, DAG, Haryana.

(Proceedings conducted through Video Conferencing)

HARINDER SINGH SIDHU J.

Petitioners have filed this petition under Section 482 Cr.P.C. for quashing of FIR No.109 dated 01.05.2019, under Sections 294, 323, 34, 427, 506 IPC and Section 25 of the Arms Act, registered at Police Station Sector 37, District Gurugram (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise.

Vide order dated 18.02.2021, notice of motion was issued and the parties were directed to appear before concerned Trial Court/Duty Magistrate on 03.03.2021 for getting their statements recorded and the trial Court was to send its report regarding the genuineness of the compromise.

A report dated 03.03.2021 of learned Judicial Magistrate First

Class, Gurugram has been received. As per the report, the parties had appeared before learned Judicial Magistrate First Class, Gurugram. Learned Magistrate has stated that he is of the considered view that the compromise effected between the parties is without any pressure, threat, coercion or undue influence from either of the sides and is a genuine compromise and voluntary in nature.

In view thereof, the present petition is allowed. FIR No.109 dated 01.05.2019, under Sections 294, 323, 34, 427, 506 IPC and Section 25 of the Arms Act, registered at Police Station Sector 37, District Gurugram, along with all subsequent proceedings arising therefrom, are hereby quashed, qua the petitioners.

It has come out that before filing of the petition, the investigation into the FIR has been completed and report under Section 173 Cr.P.C. was filed. Even charges have been framed against the petitioners. Considering the aforesaid, quashing of the FIR is made subject to deposit of an amount of Rs.1,00,000/- with Haryana Police Welfare Fund through DGP Headquarters.

August 03, 2021
Vijay Asija

(HARINDER SINGH SIDHU)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No