

Kamal Kishore and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Ms. Promila Nain, Advocate, for the petitioners.
Mr. B,S.Virk, DAG, Haryana.
Mr. Durga Dutt Sharma, Advocate,
for the respondent no.2.

AMOL RATTAN SINGH, J. (Oral)

Case heard by video conferencing.

By this petition, the petitioners seek quashing of FIR No.205, dated 20.08.2016, registered at Police Station Chandimandir, District Panchkula, alleging therein the commission of offences punishable under Sections 406, 420, 506 and 120-B of the IPC, as also all other subsequent proceedings arising therefrom, on the basis of a compromise (copy Annexure P-2), arrived at between the petitioners and respondent no.2 .

Pursuant to the order of this Court dated 17.12.2020, the report of the learned Additional Chief Judicial Magistrate, Panchkula, dated 04.01.2021, has been received, stating therein that respondent no.2, i.e. the complainant in the FIR, appeared before that court alongwith the petitioners, i.e. the accused, and they were identified by their respective counsel, with all of them having made statements to the effect that they had compromised the matter with each other of their own free will.

As per the assessment of that court, the compromise is seen to have been arrived at between the parties without any undue influence or pressure.

It has also been stated that other than the petitioners, i.e. Kamal Kishore and Gopal Khanna, no other person was seen to be involved in the occurrence, with the statement of the investigating officer also having been recorded to that effect.

Learned counsel for the complainant also, obviously, does not deny the same.

Learned State counsel also submits on instructions that there is no other criminal case found to have been registered against either of the petitioners.

That being so, looking at the nature of the offences alleged to have been committed by the petitioners and the fact that the matter has been compromised between the petitioners and the complainant, the present petition is allowed and FIR No.205, dated 20.08.2016, registered at Police Station Chandimandir, District Panchkula, alleging therein the commission of offences punishable under Sections 406, 420, 506 and 120-B of the IPC, along with all proceedings emanating therefrom, is hereby quashed.

January 28, 2021

dharamvir/

**(AMOL RATTAN SINGH)
JUDGE**

Whether reasoned/speaking : Yes/No

Whether reportable: : Yes/No