

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDI GARH

CRM-M-33741-2020
Decided on : 07.04.2021

Sunny and Another Petitioners

Versus

State of Haryana & anr. Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr.Ajay Arora Bharti, Advocate,for the petitioners.

Mr.Rajiv Goel, DAG, Haryana.

Manjari Nehru Kaul, J.

The instant petition has been filed under Section 482 Cr.PC for quashing of FIR No.981 dated 20.12.2017 under Sections 406, 498A IPC (Section 34 IPC added later on), registered at Police Station Sirsa City and all the consequential proceedings arising out of the same, on the basis of compromise deed dated 17.03.2020 (Annexure P-1) arrived at, between the parties.

Vide order dated 29.01.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 25.02.2021 to get their statements recorded regarding the compromise arrived at, between them.

Report dated 25.02.2021 has since been received from the learned Chief Judicial Magistrate, Sirsa, 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 also submits that there are no other accused other than the petitioners and respondents No.2 and 3 are the only aggrieved persons in the FIR in question.

In view of the report of the learned CJM, Sirsa and the principles laid down by the Apex Court in Gian SinghVs. 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.

(MANJARI NEHRU KAUL)
JUDGE

07.04.2021
anil

<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>