

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-42250-2020 (O&M)
Date of Decision:- 23.3.2021

Sabyasachi Ghosh

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Vimal Kumar Gupta, Advocate, for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

Mr. Shanyam Khetarpal, Advocate, for respondent No.2.

(Proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking quashing of FIR No.269, dated 18.10.2020, Police Station Sector 56, Gurugram, under Sections 279, 338, 427 IPC and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 16.12.2020, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.
3. Report of learned Judicial Magistrate 1st Class, Gurugram, has been received, wherein it has been reported that the statements of

petitioner/accused Sabyasachi Ghosh and also of complainant Shadab have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant Shadab in his statement had stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Gurugram, has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.
6. In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.269, dated 18.10.2020, Police Station Sector 56, Gurugram, under Sections 279, 338, 427 IPC and all subsequent proceedings emanating therefrom are hereby quashed qua petitioner.

March 23, 2021

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No