

CRM-M-4164-2022

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(263)

CRM-M-4164-2022.

Date of Decision:-04.04.2022.

Praveen Kumar @ Jony

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Mukesh Pandit, Advocate for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

SANT PARKASH, J. (Oral)

Present petition has been filed challenging the order dated 19.07.2018, passed by the learned Judicial Magistrate 1st Class, Kurukshetra in FIR No.241 dated 19.05.2016 under Sections 323, 324, 506 and 34 IPC, registered at Police Station Thanesar/Pipli, District Kurukshetra and subsequent proceedings arising therefrom vide which the petitioner was declared proclaimed person, on the basis that the parties have entered into a settlement.

Mr. Jagpal Singh, Advocate, has put in appearance on behalf of respondent Nos.2 to 6 and filed his vakalatnama. Same is taken on record.

Referring to the order dated 08.07.2021 (Annexure P-2), learned counsel for the petitioner would contend that co-accused Krishan Kumar was acquitted by the trial Court on the basis of the compromise

CRM-M-4164-2022

effected between the parties. However, as the present petitioner was already declared proclaimed person vide order dated 19.07.2018, the file was ordered to be consigned to the record room. Learned counsel for the petitioner has also referred to mutual settlement (Annexure P-3), vide which the matter has been compromised between the parties.

Learned counsel appearing on behalf of respondent Nos.2 to 6 has admitted the factum of compromise entered into between the parties.

Accordingly, the petition is allowed and impugned order dated 19.07.2018 passed by the learned Judicial Magistrate 1st Class, Kurukshetra is set aside and all subsequent proceedings arising therefrom including in FIR No.241 dated 19.05.2016 under Sections 323, 324, 506 and 34 IPC, registered at Police Station Thanesar/Pipli, District Kurukshetra are hereby quashed qua the petitioner.

**(SANT PARKASH)
JUDGE**

April 04, 2022.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No