

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

SR. No.269

CRM-M-7871-2022

Date of Decision:09.05.2022

Manmohan Singh @ Rinku

...Petitioner

Versus

The State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Sant Kashyap, Advocate,
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Yogesh Goel, Advocate
for respondent No.2-complainant.

JASJIT SINGH BEDI, J.

The prayer in this petition is for quashing of FIR No.0092 dated 22.12.2021 registered under Sections 406/420/467/468/120-B IPC at Police Station Mansa Devi Complex, Panchkula, Haryana and all other consequential proceedings, on the basis of compromise.

Vide order dated 24.02.2022, this Court had directed the parties to appear before the trial Court/Illaq Magistrate for getting their statements recorded with regard to the compromise dated 12.02.2022 (P-2).

The Illaq Magistrate/trial Court was to submit a report in this regard giving certain details as enumerated in the said order.

Pursuant to the order dated 24.02.2022 passed by this Court, the parties have appeared before the learned Additional Chief Judicial Magistrate, Panchkula and as per the report dated 22.03.2022 submitted to this Court, both the parties have got recorded their respective statements in Court.

A perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence. In view of the compromise there is a remote possibility of the complainant coming forward to support the prosecution case. The powers under Section 482 Cr.PC can be exercised in such like situation in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. The compromise in question is found to be fully in consonance with the direction issued by the Court in “*Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052 and Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543*”.

In view of the aforesaid report of the learned Additional Chief Judicial Magistrate, Panchkula, accompanied by statements of both the parties, FIR No.0092 dated 22.12.2021 registered under Sections 406/420/467/468/120-B IPC at Police Station Mansa Devi Complex, Panchkula, Haryana along with all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

Petition stands disposed of.

09.05.2022
mks

(JASJIT SINGH BEDI)
JUDGE

Whether Speaking/Reasoned: YES / NO

Whether Reportable: YES / NO