

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-10792-2021(O&M)

Date of Decision:-28.07.2022

Ajay Yadav & Ors.

.....Petitioners.

Versus

State of Haryana & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Anoop Verma, Advocate for the Petitioners.

Mr. Gaurav Bansal, AAG Haryana.

Mr. Charanjit Jangra, Advocate for respondent no.2.

JASJIT SINGH BEDI, J.(ORAL)

The prayer in this petition is for quashing of FIR No.14 dated 22.02.2020 (Annexure P-1) under Sections 323, 506 and 34 IPC (Section 324 IPC, 201 IPC added later on) registered at Police Station MDC, Panchkula, Haryana and all consequential proceedings arising therefrom on the basis of compromise dated 24.02.2021(Annexure P-2) arrived at between the parties.

Vide order dated 09.03.2021 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded in terms of certain parameters given in the aforesaid order dated 09.03.2021 with regard to the compromise dated 24.02.2021 (Annexure P-2).

In terms of the order dated 09.03.2021 passed by this Court parties have appeared before the court of Sh. Hitesh Garg, Additional Chief Judicial Magistrate, Panchkula and as per his report dated 02.04.2021 submitted to this Court, both the parties have got recorded their respective statements in Court.

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 Addl. Chief Judicial Magistrate, Panchkula accompanied by statements of both the parties, the FIR No.14 dated 22.02.2020 (Annexure P-1) under Sections 323, 506 and 34 IPC (Section 324 IPC, 201 IPC added later on) registered at Police Station MDC, Panchkula, Haryana and all consequential proceedings arising therefrom are hereby quashed.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

July 28, 2022
Vinay

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