

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

**CRM-M-33724-2020(O&M)
Date of Decision:-16.09.2022**

Satpal

... Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Sandeep Kumar, Advocate
for the petitioner.

Mr. Vishal Kashyap, DAG, Haryana.

Mr. Himanshu Garg, Advocate for
Mr. Ishan Pasricha, Advocate for
complainant/respondent No.2.

KARAMJIT SINGH, J. (Oral)

Present petition is for quashing of FIR No.91 dated 28.05.2020 registered under Sections 406, 420 of IPC and Section 24 of Immigration Act (Section 370 and 384 of IPC added later on) at Police Station Dandh, District Kaithal, on the basis of compromise dated 14.10.2020 (Annexure P-2) along with other consequential proceedings arising thereto.

On notice of motion, respondents No.2 appeared in the Court through his counsel and pleaded that he has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.

During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of the all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

In compliance thereof, report from the Court of District and Sessions Judge, Kaithal, along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

I have heard learned counsel for the parties.

Learned counsel for the parties are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.

I am of the view that the aforesaid compromise is in the welfare and interest of the parties and will enable the parties to live in peace and enjoy their life in a dignified manner. Also there is no legal impediment in translating their wishes into reality by putting an end to the criminal prosecution initiated on the basis of FIR in question.

For the reasons aforestated and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh v. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and Five Judges Bench of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, this petition is allowed and FIR No.91 dated

28.05.2020 registered under Sections 406, 420 of IPC and Section 24 of Immigration Act (Section 370 and 384 of IPC added later on) at Police Station Dandh, District Kaithal, on the basis of compromise dated 14.10.2020 (Annexure P-2) and all the subsequent proceedings thereof are hereby quashed qua the petitioner.

16.09.2022
Sonia

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No