

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

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CRM-M-46103-2021 (O&M)

Date of Decision: 12.05.2022

Sushil Kumar Rout and Another

...Petitioners

Versus

State of Haryana and Another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Munish Dadwal, Advocate for the petitioner.

Mr. Rahul Mohan, DAG, Haryana

Mr. B. K. Bagri, Advocate for the respondent.

GURVINDER SINGH GILL, J. (Oral)

CRM-17131-2022

In view of the reasons mentioned in the application, the same is allowed and the hearing of the main petition is preponed from - 29.07.2022 and the same is being taken up on board today itself.

CRM-M-46103-2021

1. The petitioners have approached this Court seeking quashing of FIR No.0003 dated 01.01.2021 registered under Section 420 IPC at Police Station Sector-9A, Gurugram and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 02.11.2021 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 Ist Class, Gurugram, has been received, wherein it has been reported that the statements of accused/petitioners, namely, Sushil Kumar Rout, Satish Chandra as well as of complainant Sudesh Baswal have been recorded to the effect that they have compromised the matter amongst themselves.
4. The complainant Sudesh Baswal in his statement has stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate Ist Class, Gurugram, has specifically opined that the parties have entered into compromise without any 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.0003 dated 01.01.2021 registered under Section 420 IPC at Police Station Sector-9A, Gurugram and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners. The parties shall remain bound by the terms of the compromise dated 08.03.2021.

12.05.2022
Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**