

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

Sr. No.213

CRM-M-51856-2021

Date of decision : 25.2.2022

Kalu Ram

.....Petitioner

VERSUS

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Sharad Choudhary, Advocate, for the petitioner

Ms.Sheenu Sura, DAG, Haryana.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.0091 dated 16.6.2021 registered under Sections 323, 451, 506 (during investigation Section 376 IPC deleted and Section 506 IPC added) at Police Station Odhan, District Sirsa on the basis of a written compromise dated 29.11.2021 (Annexure P-2) entered into between the parties.

On 6.1.2022 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 25.1.2022 for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report along with the recorded statements with regard to the genuineness of the compromise.

As directed, report dated 25.1.2022 from the Court of Judicial Magistrate, First Class, Dabwali, has been received, as per which the parties had voluntarily recorded their statements before the Trial Court in

terms of the compromise arrived at between them and that such is not a result of any pressure or coercion in any manner.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which offences are not heinous; the trial is at the initial stage as also the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and others*, 2007 (3) RCR (Criminal) 1052, this Court deems it just and proper to allow the petition and resultantly quash FIR No.0091 dated 16.6.2021 registered under Sections 323, 451, 506 (during investigation Section 376 IPC deleted and Section 506 IPC added) at Police Station Odhan, District Sirsa and all proceedings arising therefrom qua the petitioner.

25.2.2022
gsv

[DEEPAK SIBAL]
JUDGE

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