

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

(Sr. No. 242)

CRM-M No. 52579 of 2021

Date of decision : 08.02.2022

Yogesh Bhati and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Jasmer Singh Rozera, Advocate for the petitioners.

Ms. Sheenu Sura, DAG, Haryana.

Mr. Johan Kumar, Advocate for respondents No.2 to 4.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.218 dated 11.05.2021 registered under Sections 323, 34 and 506 IPC at Police Station Adarsh Nagar, Faridabad on the basis of written compromise dated 08.10.2021 (Annexure P-2) and 03.12.2021 (Annexure P-3).

On 20.12.2021, this Court had directed the parties to appear before the Illaqa Magistrate/trial Court on 10.01.2022 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 veracity of the compromise between the parties as also to apprise this Court whether P.O. proceedings are pending against any of the accused.

As directed, report dated 10.01.2022 from the Judicial Magistrate First Class, Faridabad has been received, as per which the parties had recorded their statements before the trial Court in terms of the compromise arrived at between them and that no proclamation proceedings are pending against the petitioners.

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 the offences are not heinous; the matter is at the stage of investigation and 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.218 dated 11.05.2021 registered under Sections 323, 34 and 506 IPC at Police Station Adarsh Nagar, Faridabad and all proceedings arising therefrom qua the petitioners.

08.02.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No