

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

223

CRM-M-1300-2023

Date of Decision:28.04.2023

Sahil and Others

.....Petitioners

Vs.

State of Haryana and Another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Vivek Goyal, Advocate
for the petitioners.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Ajay Beniwal, Advocate
for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.427 dated 30.08.2022 registered under Sections 148, 149, 323, 365, 506 of the IPC registered at Police Station Chandimandir, District Panchkula and all subsequent proceedings arising therefrom on the basis of compromise dated 06.01.2023 (Annexure P-2).

This Court vide order dated 11.01.2023 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before Learned Additional Chief Judicial Magistrate and got their

statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 09.02.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and F.I.R. No.427 dated 30.08.2022 registered under Sections 148, 149, 323, 365, 506 of the IPC registered at Police Station Chandimandir, District Panchkula and all subsequent proceedings arising therefrom on the basis of compromise dated 06.01.2023 (Annexure P-2), are quashed qua the petitioners.

April 28, 2023

Neetika Tuteja

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No

(DEEPAK GUPTA)
JUDGE