

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

CRM-M-2968-2023
Date of Decision:-29.05.2023

KRISHAN LAL

.....Petitioner

Versus

STATE OF HARYANA & ANOTHER

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr.Arjun Lakhanpal, Advocate
for the Petitioner.

Mr. Neeraj Poswal, Asst. A.G., Haryana.

Mr. Rajesh Sethi, Advocate with
Mr. A. Garg, Advocate and
Mr. Sachin Bansal, Advocate
for respondent no.2.

JASJIT SINGH BEDI, J.(ORAL)

The present petition has been filed for quashing of an FIR No.272 dated 19.06.2022 (Annexure P-1) registered under Sections 420, 467, 468, 471, 120-B IPC registered with Police Station City Jind, District Jind as well as judgments dated 08.09.2009 and 02.08.2012 passed by the Trial Court (Annexure P-2) and Appellate Court Annexure P-3) on the basis of compromise dated 27.10.2022 (Annexure P-4)entered into between the parties.

Vide order dated 19.01.2023 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded in terms of certain parameters given in the aforesaid order dated 19.01.2023 with regard to the compromise dated 27.10.2022 (P-4).

The Illaqa Magistrate/trial Court was to submit a report in this regard giving certain details as enumerated in the said order.

Pursuant to the order dated 19.01.2023 passed by this Court,

the parties have appeared before the Chief Judicial Magistrate, Jind and as per the report dated 10.02.2023 submitted to this Court, both the parties have got recorded their respective statements in Court.

A perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence.

The Hon’ble Supreme Court in “***Ramgopal and another versus State of Madhya Pradesh, 2021(4) RCR (Criminal) 322***”, has held that in non-compoundable cases of pre-dominantly private nature, even if compromise is reached after conviction, the proceedings can be quashed under Section 482 Cr.P.C. Further, the compromise in the present case is found to be fully in consonance of judgments with the direction issued by the Court in ***Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (3) RCR (Criminal) 1052 and Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (CrL) 543***”.

In view of the aforesaid report of the Chief Judicial Magistrate accompanied by statements of both the parties, the FIR No.272 dated 19.06.2022 (Annexure P-1) registered under Sections 420, 467, 468, 471, 120-B IPC registered with Police Station City Jind, District Jind along with all consequential proceedings arising therefrom including the appeal proceedings pending qua the judgments dated 08.09.2009 and 02.08.2012 passed by the Trial Court (Annexure P-2) and Appellate Court Annexure P-3) are hereby quashed qua the petitioners.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

29.05.2023
JITESH

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