

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

(Sr. No.236)

CRM-M No. 4234 of 2020 (O&M)

Date of decision : 17.05.2023

Vinay Yadav and another

.....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Rajesh Lamba, Advocate for the petitioners.

Mr. A.P.S. Tung, DAG, Punjab.

None for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

(1) The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.526 dated 13.09.2019 registered under Sections 147, 149, 323, 452 and 506 IPC (Section 25 of the Arms Act and Section 379-B IPC deleted later on) at Police Station Ballabgarh City, District Faridabad and all proceedings arising therefrom qua the petitioners, on the basis of a written compromise (Annexure P-2).

(2) On 30.01.2020, this Court had directed the parties to appear before the Illaqa Magistrate/trial court 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.

(3) As directed, report dated 17.02.2020 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.

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

(5) In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR, in which the offences are not heinous and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Supreme Court in *State of Madhya Pradesh Vs. Laxmi Narayan and others (2019) 5 SCC 688*, this Court deems it just and proper to allow the petition and resultantly quash FIR No.526 dated 13.09.2019 registered under Sections 147, 149, 323, 452 and 506 IPC (Section 25 of the Arms Act and Section 379-B IPC deleted later on) at Police Station Ballabgarh City, District Faridabad and all proceedings arising therefrom qua the petitioners.

17.05.2023

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No