

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

(Sr. No. 255)

CRM-M No. 6822 of 2023

Date of decision : 09.05.2023

Sushil Kumar and others

.....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Dhruv Gupta, Advocate for the petitioners.

Mr. Rajiv Sidhu, DAG, Haryana.

Ms. Akanksha Pal, Advocate for

Mr. Prince Pushpinder Rao, Advocate 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.102 dated 20.02.2020 registered under Sections 120-B, 406, 420 and 506 IPC (Section 506 IPC deleted and Sections 467, 468 and 471 IPC added later on) at Police Station Ambala Sadar, District Ambala and all proceedings arising therefrom qua the petitioner, on the basis of a written compromise (Annexure P-2).

(2) On 09.02.2023, 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 17.04.2023 from the Judicial Magistrate First Class, Ambala 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 *Narinder Singh & Ors. Vs. State of Punjab & Anr. (2014) 6 SCC 466*, this Court deems it just and proper to allow the petition and resultantly quash FIR No.102 dated 20.02.2020 registered under Sections 120-B, 406, 420 and 506 IPC (Section 506 IPC deleted and Sections 467, 468 and 471 IPC added later on) at Police Station Ambala Sadar, District Ambala and all proceedings arising therefrom qua the petitioners.

09.05.2023

sunil yadav

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No