

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.7830 of 2023
Date of decision: 17th April, 2023

Vishwjeet
... Petitioner

Versus

State of Haryana & another
... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. S.S. Momi, Advocate for the petitioner.
Mr. Rahul Mohan, Dy. Advocate General, Haryana
for respondent No.1/State.
Mr. Devender Kumar, Advocate for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. for quashing FIR No. 56 dated 31/01/2022 (Annexure P-1) under Sections 406, 420, 467, 468, 471 and 120-B IPC, registered at Police Station Thanesar City, District Kurukshetra, Haryana along with all consequential proceedings arising therefrom on the basis of compromise dated 15.11.2022 (Annexure P-2) effected between the parties.

Vide order dated 15.02.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 15.03.2023 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Chief Judicial Magistrate, Kurukshetra, in pursuance of the direction of this Court,

wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report, compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR qua the accused-petitioner is quashed.

The trial Court has annexed the statements of the parties in original, alongwith its report.

Learned State counsel on instructions has apprised the Court that there are six other accused, who too had been named in the FIR in question, however, all six of them were found innocent by the investigating agency and placed in column No.2.

In view of the report of the learned Chief Judicial Magistrate, Kurukshetra and the principles laid down by the Apex Court in ‘**Gian Singh Vs. State of Punjab and others**’ (2012) 10 SCC 303, and also by the Full Bench of this Court in ‘**Kulwinder Singh and others v. State of Punjab and another**’ 2007 (3) RCR (Criminal) 1052, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say, the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

April 17, 2023
rps

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