

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

Sr. No.251**CRM-M-8932-2023****Date of Decision: 10.05.2023**

SATBIR AND OTHERS

.... Petitioners

Versus

STATE OF HARYANA AND ANR.

... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Bhanu Udai, Advocate
for the petitioners.

Mr. P. K. Aggarwal, DAG, Haryana.

Mr. Vikas Gulia, Advocate
for respondent.

DEEPAK GUPTA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.132 dated 12.05.2021 registered under Section 323 IPC and (Section 3(1)(x), 3(1)(r), 3(1)(s), 3(1)(va) added later on) of Schedule Caste and Schedule Tribe (Protection of Atrocities) Act, 1989 at Police Station Furrukh Nagar, Gurugram (Annexure P-1), and all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2).

This Court vide order dated 27.02.2023 had directed the parties to appear before the trial Court/Illaqa Magistrate 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 Sessions Judge, Gurugram and got their statements recorded. On the basis of the statements so recorded, learned Additional Sessions Judge, Gurugram

has submitted report dated 04.03.2023 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.132 dated 12.05.2021 registered under Section 323 IPC and (Section 3(1)(x), 3(1)(r), 3(1)(s), 3(1)(va) added later on) of Schedule Caste and Schedule Tribe (Protection of Atrocities) Act, 1989 at Police Station Furrukh Nagar, Gurugram (Annexure P-1), and all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2), are quashed.

(DEEPAK GUPTA)
JUDGE

10.05.2023

M.Sikka

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