

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

288

CRM-M-12894-2023

Date of Decision: July 12, 2023

Amit Kumar

...Petitioner

Versus

State of Haryana and another

... Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Gaurav Gupta, Advocate for the petitioner.

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

Mr. Gaurav Singla, Advocate
for respondent No. 2.**N.S.SHEKHAWAT, J. (Oral)**

1. The instant petition has been under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.0403 dated 01.10.2022 registered under Sections 380/448/452/34/511 IPC (later on added Sections 380/34/452 deleted) at Police Station NIT Faridabad, District Faridabad (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 17.10.2022 (Annexure P-3) arrived between the parties.

2. Vide order dated 15.03.2023, a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 17.10.2022 (Annexure P-3).

3. Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class Faridabad and got

their statements recorded. Report dated 28.03.2023 has been received whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

4. I have heard counsel for the parties and gone through the case file.

5. In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioners.

6. Resultantly, FIR No.0403 dated 01.10.2022 registered under Sections 380/448/452/34/511 IPC (later on added Sections 380/34/452 deleted) at Police Station NIT Faridabad, District Faridabad (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

July 12, 2023

amit rana

(N.S.SHEKHAWAT)

JUDGE

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