

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

243

CRM-M-11722 of 2020

Date of Decision: 23.01.2023

Virender Kumar @ Binder and others

.....Petitioners

Vs.

State of Haryana and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Vishal Munjal, Advocate for the petitioners.

Mr. Vishal Malik, DAG, Haryana.

Mr. Narinder Singh, Advocate for
respondent Nos.2 & 3.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.71 dated 19.06.2014 registered under Sections 148, 149, 323, 324, 326, 427, 504, 506 of the IPC, Section 3 of SC, ST Act registered at Police Station Naggal Tehsil and District Ambala City and all subsequent proceedings arising therefrom on the basis of compromise dated 20.02.2020 as (Annexure P-2).

This Court vide order dated 19.03.2020 had directed the parties to appear before the trial Court 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 Judicial Magistrate Ist Class, Ambala and got their statements recorded. On the basis of the statements so recorded,

learned Magistrate has submitted report dated 14.07.2020 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 Nos.2 & 3 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.71 dated 19.06.2014 registered under Sections 148, 149, 323, 324, 326, 427, 504, 506 of the IPC, Section 3 of SC, ST Act registered at Police Station Naggal Tehsil and District Ambala City and all subsequent proceedings arising therefrom on the basis of compromise dated 20.02.2020 as (Annexure P-2), are quashed.

January 23, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No