

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

**CRM-M-15404-2023
Date of Decision : 17.05.2023**

Anurag Bansal

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present : Mr. Rahul Makkar, Advocate
for the petitioner.

Mr. Arun Kumar Gujjar, AAG, Haryana
for respondent No.1-State.

Mr. Prince Goyal, Advocate for Mr. Vikas Kumar, Advocate
for respondents No.2 and 3.

VIKRAM AGGARWAL, J (ORAL)

1. Prayer in this petition under Section 482 Cr.P.C. is for quashing of FIR No.131 dated 16.04.2022, registered under Sections 279, 337, 427 IPC (Section 427 IPC deleted during the presentation of Challan), at Police Station Urban Estate, District Rohtak along with all subsequent proceedings arising therefrom on the basis of a compromise dated 21.03.2023 (Annexure P-2) arrived at between the petitioner and respondents No.2 and 3.

2. Vide order dated 27.03.2023, a Coordinate Bench of this Court had directed the parties to appear before the trial Court/Area Magistrate for getting their statements recorded with regard to the compromise dated 21.03.2023 (Annexure P-2).

3. The trial Court/Area Magistrate was to submit a report in this

regard giving certain details as enumerated in the said order.

4. Pursuant to the order dated 27.03.2023 passed by this Court, the parties appeared before the Additional Chief Judicial Magistrate, Rohtak and as per the report dated 28.04.2023 submitted to this Court, both the parties got their respective statements recorded in Court.

5. A perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence. The powers under Section 482 Cr.PC can be exercised in such like situations in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. The compromise in question is found to be fully in consonance with the direction issued by the Court in “**Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052 and Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543**”.

6. In view of the aforesaid report of the Additional Chief Judicial Magistrate, Rohtak accompanied by statements of both the parties, the present petition is allowed and the FIR No.131 dated 16.04.2022, registered under Sections 279, 337, 427 IPC (Section 427 deleted during the presentation of Challan), at Police Station Urban Estate, District Rohtak along with all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

(VIKRAM AGGARWAL)
JUDGE

17.05.2023
mamta

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No