

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

Sr. No.230

CRM-M-17054-2021

Date of decision: 27.01.2023

Ramesh Kumar

....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Bhupender Singh, Advocate
for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

Mr. Vishal Goel, Advocate for
Mr. Parveen Sharma, Advocate
for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.124 dated 26.06.2020 registered under Sections 370, 406 and 420 IPC and Section 24 of Immigration Act, 1983 at Police Station Dhandh, District Kaithal and all subsequent proceedings arising out of it on the basis of a compromise deed dated 12.10.2020 (Annexure P-2).

On 23.04.2021 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 05.05.2021 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court if there is any other case pending against them and his/their status of being proclaimed offender/person.

As directed, report dated 21.01.2022 from the Additional District and Sessions Judge, Kaithal has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them and the petitioner has not been declared a proclaimed offender.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which the offences are not heinous and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Supreme Court in **Narinder Singh vs. State of Punjab, (2014) 6 SCC 466**, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.124 dated 26.06.2020 registered under Sections 370, 406 and 420 IPC and Section 24 of Immigration Act, 1983 at Police Station Dhandh, District Kaithal and all proceedings arising therefrom, qua the petitioner.

January 27, 2023
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No