

240 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**
CRM-M-15593-2023
DECIDED ON: 29.05.2023

NITIN AND OTHERS

.....PETITIONERS

VERSUS

STATE OF HARYANA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL.

Present: Ms. Gurpreet Kaur, Advocate and
 Ms. Jasneet Mehra, Advocate
 for the petitioners.

Mr. Arun Kumar Gujjar, A.A.G., Haryana.

None for respondents No.2 to 5.

VIKRAM AGGARWAL, J (ORAL)

1. The prayer in this petition is for quashing of FIR No.391 (Annexure P-1) dated 14.08.2020 registered under Sections 323, 325, 34, 341 and 506 of Indian Penal Code (for short 'IPC'), at Police Station Sonipat Sadar, District Sonipat along with all consequential proceedings arising therefrom on the basis of a compromise dated 10.03.2023 (Annexure P-2) arrived at between the parties.

2. Vide order dated 20.04.2023, this Court had directed the parties to appear before the Area Magistrate/trial Court for getting their statements recorded with regard to the compromise dated 10.03.2023.

3. The Area Magistrate/trial Court was to submit a report in this regard giving certain details as enumerated in the said order.

4. Pursuant to the order dated 20.04.2023 passed by this Court, the parties appeared before the Court concerned and as per the

report dated 15.05.2023 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.P.C 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 directions 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”*.

In view of the aforesaid report of the Judicial Magistrate Ist Class, Sonipat accompanied by statements of both the parties, the present petition is allowed and FIR No.391 dated 14.08.2020 registered under Sections 323, 34, 341 and 506 IPC (later on added Section 325 IPC) at Police Station Sonipat Sadar, District Sonipat along with all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(VIKRAM AGGARWAL)
JUDGE

29.05.2023
Prince Chawla

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