

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

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CRM-M-21097-2022

Date of decision : 12.01.2023

Amzad and Ors.

..... Petitioners

V/S

State of Haryana and Anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Khalid Tauru, Advocate,
for the petitioners.

Ms. Ambika Sood, Additional A.G.Haryana.

Mr. Nafeesh Ahmed, Advocate,
for respondent No.2.

AMARJOT BHATTI J. (ORAL)

The petitioners-Amzad, Rijwan, Vasim Akram and Shanaj have filed the instant petition under Section 482 of Cr.P.C. for quashing of FIR No.0105 dated 07.04.2022, registered under Sections 147, 149, 323, 354, 452 IPC at Police Station Bhondsi, District Gurugram and all other subsequent proceedings on the basis of compromise between the parties (Annexure P-2).

The brief facts of the case are that complainant-Roshni aged about 35 years gave her statement to the police that on 06.04.2022 at about 9:00 a.m. she was present alone in the house. Amzad came to her house with bad intention. He held her hand and took her inside the room and started misbehaving. On the alarm raised by her, her sister-in-law Apsana

reached at the spot and rescued her. The accused managed to escape from there. With these allegations, the present FIR was registered.

The petitioners filed this petition for the quashing of aforesaid FIR on the basis of compromise. The petitioners and respondent No.2 were directed to appear before the trial Court/Illaq Magistrate for recording their statements on the basis of compromise. The detailed report regarding compromise has been received from the court of Judicial Magistrate First Class, Sohna dated 25.05.2022. The statement of respondent No.2-Roshni has been recorded, where she confirmed the compromise with the petitioners. She confirmed that this compromise has been effected without any pressure, coercion from any side and she has no objection regarding quashing of FIR.

The petitioners- Amzad, Rijwan, Vasim Akram and Shanaj have also confirmed this fact in their separate statements. The statement of HC Laxmi is also recorded who further confirmed that the accused are neither involved in any other case nor have been declared as proclaimed offenders.

Therefore, from the report of Judicial Magistrate First Class, Sohna, it is clear that the compromise has been effected between the parties without any pressure, coercion or undue influence, which is acceptable to both the parties. They have mutually settled all the disputes. They will be able to live in peace and harmony. It will also prevent future litigation. No purpose would be served with the continuation of criminal proceedings.

Therefore considering these facts the petition filed by the petitioners is accepted and FIR No.0105 dated 07.04.2022, registered under

Sections 147, 149, 323, 354, 452 IPC at Police Station Bhondsi, District Gurugram and the consequential proceedings arising there from are quashed.

Accordingly, the present petition stands disposed of.

(AMARJOT BHATTI)
JUDGE

12.01.2023
Sunil Devi

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No