

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

247

CRM-M-20455-2023
Date of Decision:28.07.2023

Sandeep Kumar
Vs.
State of Haryana and Others

.....Petitioner

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Himanshu Gupta, Advocate
for the petitioner.

Mr. Vipul Sherwal, AAG, Haryana.

Mr. Ritik Garg, Advocate for
Mr. Anmol Jindal, 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.343 dated 07.08.2018 registered under Sections 279, 337 of the IPC, 1860 (Section 338 of the IPC, 1860 and Sections 181, 196 of the Motor Vehicles Act, 1988 were added later on) registered at Police Station Civil Line, District Kaithal and all subsequent proceedings arising therefrom on the basis of compromise dated 10.04.2023 (Annexure P-2).

This Court vide order dated 25.04.2023 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 Chief Judicial Magistrate and got their statements recorded. On the

basis of the statements so recorded, Learned Magistrate has submitted report dated 11.07.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State 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.343 dated 07.08.2018 registered under Sections 279, 337 of the IPC, 1860 (Section 338 of the IPC, 1860 and Sections 181, 196 of the Motor Vehicles Act, 1988 were added later on) registered at Police Station Civil Line, District Kaithal and all subsequent proceedings arising therefrom on the basis of compromise dated 10.04.2023 (Annexure P-2), are quashed qua the petitioner.

July 28, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No