

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

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2023:PHHC:121951

CRM-M-43741-2016 (O&M)

Date of decision: September 15th, 2023

A.K. Singh and others

.....Petitioners

Versus

Surbhit Verma (since deceased) through LRs

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Nitin Thatai, Advocate
for the petitioners.

Mr. Ankit Kamboj, Advocate
for Mr. Munish Mittal, Advocate
for the respondents.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in the instant petition is for quashing of Criminal Complaint No.562 dated 29.09.2016 registered under Sections 420, 406, 506 and 120-B of the IPC as well as summoning order dated 08.11.2016 (Annexure P-10) passed by JMIC, Yamuna Nagar and all the subsequent proceedings arising therefrom.

Vide order dated 14.07.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 18.08.203 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the

same is without any pressure or coercion and out of their free will and the respondents have also made statement to the effect that they would have no objection if the complaint *qua* the accused-petitioners is quashed.

The trial Court has annexed the statements of the parties in original, along with its report.

Learned counsel for the respondents too submits that there are no other accused other than the petitioners and respondents are the only aggrieved person in the complaint in question.

In view of the report of the learned Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri and the principles laid down by the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid complaint and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

September 15th, 2023

Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No