

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

232/2

2023:PHHC:121967

CRM-M-43777-2016 (O&M)

Date of decision: September 15<sup>th</sup>, 2023

Monica Saini and another

.....Petitioners

Versus

State of Haryana and another

.....Respondents

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

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

Mr. Rahul Mohan, Senior Deputy Advocate General,  
Haryana.

Mr. Ankit Kamboj, Advocate  
for Mr. Munish Mittal, Advocate  
for respondent No.2.

**MANJARI NEHRU KAUL, J. (ORAL)**

Prayer in the instant petition is for quashing of FIR No.573 dated 01.10.2016 registered under Section 25 of Juvenile Justice (Care and Protection of Children) Act, 2000 and Section 323 of the IPC at Police Station Thanesar Sadar, District Kurukshetra 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 Additional Chief Judicial Magistrate, Kurukshetra, 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 FIR *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 FIR in question.

In view of the report of the learned Additional Chief Judicial Magistrate, Kurukshetra, 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 FIR 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 15<sup>th</sup>, 2023  
*Puneet*

(MANJARI NEHRU KAUL)  
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No