

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

247

2023:PHHC:085927

CRM-M-22800-2023

Date of decision: July 7th, 2023

Manjeet Mor @ Chadda

.....Petitioner

Versus

The State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Hoshier Singh Jaswal, Advocate
for the petitioner.

Mr. Aashish Bishnoi, Deputy Advocate General, Haryana.

Mr. Varinder Singh, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.95 dated 09.03.2023 lodged under Sections 323, 324, 341, 506 and 34 of the Indian Penal Code, 1860 and Sections 3(1)(r) and 3(1)(s) of SC/ST (POA) Act, 1989 at Police Station City, Narwana, District Jind and the consequential proceedings arising out of the same, on the basis of compromise dated 24.04.2023 (Annexure P-2) arrived at, between the parties.

Vide order dated 05.05.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 09.05.2023 to get their statements recorded regarding the compromise arrived at between them.

Report has since been received from learned Additional District & Sessions Judge, Jind, 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 complainant has also made statement to the effect that she 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 State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned Additional District & Sessions Judge, Jind, 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 qua the petitioner only.

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

July 7th, 2023

Puneet

(MANJARI NEHRU KAUL)

JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No