

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

280

CRM-M-28236-2023

Date of decision: 23.08.2023

Richh Pal @ Richha Ram and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Pardeep Panwar, Advocate
for the petitioners.

Mr. Rahul Mohan, Sr. DAG, Haryana
for respondent No.1-State.

Mr. Amit Khari, Advocate for
Mr. Nikhil Vats, Advocate
for respondents No.2 to 5.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.59 dated 12.07.2016 under Sections 148, 149, 323, 325, 452 and 506 of the Indian Penal Code, 1860 registered at Police Station Naggal, District Ambala and all consequential proceedings arising out of the same, on the basis of compromise dated 24.04.2023 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 31.05.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 14.07.2023 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Chief Judicial Magistrate, Ambala, 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 complainants have also made statements to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed the statements of the parties in original, alongwith its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondents No.2 to 5 are the only aggrieved persons in the FIR in question.

6. In view of the report of the learned Chief Judicial Magistrate, Ambala 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.

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

23.08.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No