

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

**CRM-M-28916-2023
Date of Decision:20.07.2023**

Gaurav Malhotra and Anr.

...Petitioners

vs.

State of Haryana and Anr.

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. D.S. Matya, Advocate
for the petitioners.

Ms. Sheenu Sura, Deputy Advocate General, Haryana.

Ms. Pearl Narang, Advocate for
Mr. Navneet Kumar, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 145 dated 19.08.2008 under Sections 406, 419, 420, 467, 468,471 IPC (though charges framed under Sections 419, 420, 467, 468 and 471 of IPC) registered at Police Station Badshapur, District Gurugram (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 28.05.2023/29.05.2023 (Annexure-P-2).

2. Vide order dated 02.06.2023, while issuing notice of motion, a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 28.05.2023/29.05.2023 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the

learned JMIC, Gurugram and got their statements recorded. Report dated 19.06.2023 has been received whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

4. I have heard counsel for the parties and gone through the case file.

5. In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioners.

6. Resultantly, FIR No. 145 dated 19.08.2008 under Sections 406, 419,420, 467, 468,471 IPC (though charges framed under Sections 419, 420, 467, 468 and 471 of IPC) registered at Police Station Badshapur, District Gurugram (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)

JUDGE

20.07.2023

hitesh

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