

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-31512-2023

Date of Decision:12.09.2023

Jai Singh @ Sombir and Another
Vs.

.....Petitioners

State of Haryana and Another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Bahadur Singh, Advocate with
Ms. Rajni, Advocate for the petitioners.

Mr. Vipul Sherwal, AAG, Haryana.

Mr. S.K. Biriwal, Advocate for
respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.79 dated 06.02.2018 registered under Sections 323, 324, 341, 506, 34 of the IPC (Sections 325 & 307 of the IPC added later on) registered at District Charkhi Dadri and all subsequent proceedings arising therefrom on the basis of compromise & affidavit dated 15.06.2023 (Annexure P-2 & Annexure P-3).

This Court vide order dated 07.07.2023 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before Learned Additional Sessions Judge and got their statements recorded. On the basis of the statements so recorded, Learned Additional Sessions Judge has

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submitted report dated 29.07.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and F.I.R. No.79 dated 06.02.2018 registered under Sections 323, 324, 341, 506, 34 of the IPC (Sections 325 & 307 of the IPC added later on) registered at District Charkhi Dadri and all subsequent proceedings arising therefrom on the basis of compromise & affidavit dated 15.06.2023 (Annexure P-2 & Annexure P-3), are quashed qua the petitioners.

(DEEPAK GUPTA)
JUDGE

September 12, 2023
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No