

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

**CRM-M-28683-2019(O&M)
DECIDED ON: 14.02.2023**

Chand Ram and others

.....Petitioners

VERSUS

State of Haryana and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Surender Saini, Advocate
for Mr. Kulbhushan Soi, Advoate
for the petitioners.

Mr. Chetan Sharma, AAG, Haryana.

Mr. Gurfateh Singh Sandhu, Advocate
for the complainant- respondents no.2 to 5.

MANJARI NEHRU KAUL, J (ORAL)

The petitioners are seeking quashing of the FIR No.281 dated 21.06.2019, under Sections 323/34/506 IPC, registered at Police Station Rajendra Park, Distt. Gurugram (Annexure P-1).

Learned counsel for the petitioners submits that the parties have entered into compromise deed dated 29.06.2019 (Annexure P-3) and they do not want to pursue their respective complaints/FIRs against each other and, therefore, the FIR in question be quashed against the petitioners.

Learned counsel appearing for the complainant / respondents no.2 to 5 does not dispute the submissions made by the counsel opposite. He also does not oppose the prayer made for quashing of the FIR qua the petitioners.

Learned counsel further submits that in compliance of order dated 08.07.2019, both the parties had got their respective statements recorded before the learned JMIC, Gurugram with respect to the compromise arrived at between them.

Report dated 10.02.2021 has since been received from the learned JMIC, Gurugram in pursuance of the direction of this Court. 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. The trial Court has annexed the statements of the parties in original alongwith its report.

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

In view of the report of the learned JMIC, Gurugram 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.

14.02.2023
mamta

(MANJARI NEHRU KAUL)
JUDGE

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