

Date of decision: 29.11.2023

...PETITIONER

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

Present: Mr. Afzal Hussain, Advocate for the petitioner.
Mr. Parveen Bhadu, AAG, Haryana.
Mr. Imtiyaz Hussain, Advocate for respondent No.2.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.258 dated 16.09.2021, registered under Sections 406, 420 and 201 of IPC (Section 201 of IPC added later on) at Police Station Julana, District Jind and all subsequent proceedings arising therefrom on the basis of compromise dated 06.12.2022 (Annexure P-2).

This Court vide order dated 11.09.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Jind and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 04.11.2023 to the effect that the compromise has been effected between the parties is genuine, 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.258 dated 16.09.2021, registered under Sections 406, 420 and 201 of IPC (Section 201 of IPC added later on) at Police Station Julana, District Jind and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner(s), are hereby quashed.

November 29, 2023
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(DEEPAK GUPTA)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No