

252 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32636-2023

Date of Decision:03.10.2023

Rajwinder Singh

...Petitioner

vs.

State of Haryana and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.ShekhawatPresent : Mr. Vikas Gulia, Advocate for
Mr. Paramjeet Phor, Advocate, for the petitioner.

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

Mr. Yashveer Kharb, Advocate for
Mr. Punit Malik, Advocate, for respondents No.2 & 3.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.04 dated 07.01.2021 under Sections 406, 420, 506 of IPC and Section 24 of Immigration Act (Section 384 IPC added later on) registered at Police Station Munak, District Karnal (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise.

2. Vide order dated 19.07.2023, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise.

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Assandh and got their statements recorded. Report dated 09.08.2023 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 petitioner.

6. Resultantly, FIR No.04 dated 07.01.2021 under Sections 406, 420, 506 of IPC and Section 24 of Immigration Act (Section 384 IPC added later on) registered at Police Station Munak, District Karnal (Annexure P-1) alongwith all consequential proceedings arising therefrom on the basis of compromise are hereby quashed qua the petitioner.

03.10.2023

hemlata

(N.S.SHEKHAWAT)
JUDGE

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