

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

CRM-M No.33321 of 2023
Date of decision: 25th September, 2023

Titu @ Raj Kumar & others

... Petitioners

Versus

State of Haryana & another

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: None for the petitioners.

Mr. Karan Jindal, Asst. Advocate General, Haryana
for the respondent/State.

None for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing FIR No.0585 dated 20.08.2015 under Sections 147, 148, 448, 342, 506, 427, 188 of the IPC registered at Police Station Ballabhgarh City, District Faridabad along with all consequential proceedings arising therefrom on the basis of compromise dated 04.03.2023 (Annexure P-3) effected between the parties.

2. Vide order dated 17.07.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 17.08.2023 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate, 1st Class, Faridabad, in pursuance of the direction of this Court, wherein, the factum of the compromise arrived at between the

parties stands verified and confirmed. 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 and the complainant has also made statement to the effect that he would have no objection if the FIR qua the accused-petitioners is quashed.

4. The trial Court has annexed the statements of the parties in original, alongwith its report.

5. Learned State counsel submits that though six accused have been named in the FIR in question however, accused Premwati had since expired subsequent to the registration of the FIR. He further submits that respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of the learned Judicial Magistrate, 1st Class, Faridabad 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 v. 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 qua the petitioners, are quashed.

7. Needless to say, the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

September 25, 2023

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No