

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-33235-2019

Date of Decision:17.05.2023

Raman Gupta

.....Petitioner

Vs.

State of Haryana and Another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Raj Mohan Singh, Advocate for
Mr. Arpan Sabharwal, Advocate for
the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.524 dated 25.09.2017 registered under Sections 380, 457 of the IPC registered at Police Station Sector-5 Panchkula, District Panchkula, and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 06.06.2019 (Annexure P-2).

This Court vide order dated 05.03.2020 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 Chief Judicial Magistrate and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 24.08.2021 to the effect that the

compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel has 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.524 dated 25.09.2017 registered under Sections 380, 457 of the IPC registered at Police Station Sector-5 Panchkula, District Panchkula and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 06.06.2019 (Annexure P-2), are quashed qua the petitioner.

May 17, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

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