

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 240

CRM-M-42286-2020

Date of decision : 07.02.2023

Ravinder Singh

..... Petitioner

VERSUS

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.A.S.Manaise, Advocate, for the petitioner.

Mr.Rajiv Sidhu, DAG, Haryana.

Mr.Hardik Ahluwala, Advocate, for
Mr.G.S.Manku, Advocate, for respondents No.2 and 3.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.227 dated 06.08.2013 registered under Sections 406 and 420 IPC at Police Station Naraingarh, District Ambala and all proceedings arising therefrom qua the petitioner on the basis of a compromise dated 25.07.2015 (Annexure P-2) entered into between the parties.

On 16.12.2020 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report along with the recorded statements as to whether there is any other accused other than the petitioner; whether there is any other complainant or affected/aggrieved party other than the respondents and whether any accused has been declared a proclaimed offender.

As directed, report dated 10.03.2021 from the Judicial Magistrate Ist Class, Naraingarh has been received as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them; the same has been effected without there being any kind of

influence or coercion; only the petitioner is arrayed as the accused; respondents No.2 and 3 are the only complainant/injured/aggrieved persons and that the petitioner has not been declared a proclaimed offender.

Learned State counsel has no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which offences are not heinous as also the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Supreme Court in *Narinder Singh vs State of Punjab* (2014) 6 SCC 466, this Court deems it just and proper to allow the petition and resultantly quash FIR No.227 dated 06.08.2013 registered under Sections 406 and 420 IPC at Police Station Naraingarh, District Ambala and all proceedings arising therefrom qua the petitioner.

07.02.2023
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[DEEPAK SIBAL]
JUDGE

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