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

CRM-M-40690-2023 (O&M)
Date of decision: 15.11.2023

POONAM GOEL

...Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE N. S. SHEKHAWAT

Present:- Mr. Rajesh Lamba, Advocate
for the petitioner.

Mr. Gurdarshan Singh Sidhu, AAG, Punjab.

Mr. Maninder Arora, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 52 dated 16.02.2021 under Section 406 of Indian Penal Code, 1860 registered at Police Station Kherki Daula, District Gurugram (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 02.08.2023 (Annexure P-2).

The learned State counsel has filed status report dated 08.11.2023 by way of an affidavit of Sh. Surender Sheoran, HPS, Assistant Commissioner of Police, Manesar, Gurugram on behalf of the respondent No.1-State, which is taken on record, subject to all just exceptions.

Copy thereof has been supplied to learned counsel for the petitioner.

Vide order dated 18.08.2023 while issuing notice of motion, this Court had directed the parties to appear before the Illaqa Magistrate/trial

Magistrate for getting their statements recorded with respect to the compromise dated 02.08.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Chief Judicial Magistrate, Gurugram and got their statements recorded. Report dated 26.09.2023 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.

I have heard counsel for the parties and gone through the case file.

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.

Resultantly, FIR No. 52 dated 16.02.2021 under Section 406 of Indian Penal Code, 1860 registered at Police Station Kherki Daula, District Gurugram (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

15.11.2023
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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