

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

274

CRM-M-40822-2023

Date of decision: 12.10.2023

Sanjay

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Arun Chander Sharma, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana
for respondent No.1-State.

Mr. Ajit Singh, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.0013 dated 05.01.2023 under Sections 420 of the IPC and Section 24 of the Immigration Act, 1983 (Sections 406, 120B and 506 of the IPC added lateron) registered at Police Station Assandh, District Karnal and all consequential proceedings arising out of the same, on the basis of compromise dated 08.08.2023 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 21.08.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 25.09.2023 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Sub Divisional Judicial Magistrate, Assandh, in pursuance of the directions

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-petitioner is quashed.

4. The Trial Court has annexed copies of statements of the parties alongwith its report.

5. In view of the report of the learned Sub Divisional Judicial Magistrate, Assandh 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 Vs. 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, are quashed qua the petitioner only.

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

12.10.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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