

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

247 (02 cases)

CRM-M-43540-2020

Date of Decision:15.02.2023

Vikram and others

.....Petitioners

Vs.

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Reetesh Kumar, Advocate for the petitioners.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Pankaj Kaushik, Advocate for respndent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.207 dated 26.09.2020 registered under Sections 148, 149, 323, 427, 506 of the Indian Penal Code, 1860 registered at Police Station Ismailabad, District Kurukshetra and all subsequent proceedings arising therefrom on the basis of compromise dated 16.12.2020 as (Annexure P-2).

This Court vide order dated 23.12.2020 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 Judicial Magistrate 1st Class, Pehowa and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 28.01.2021 to the effect

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

Learned State counsel as well as learned counsel for respondent No.2 have 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.207 dated 26.09.2020 registered under Sections 148, 149, 323, 427, 506 of the Indian Penal Code, 1860 registered at Police Station Ismailabad, District Kurukshetra and all subsequent proceedings arising therefrom on the basis of compromise dated 16.12.2020 as (Annexure P-2), are quashed.

February 15, 2023

Neetika Tuteja

**(DEEPAK GUPTA)
JUDGE**

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No