

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

CRM-M-43485-2023

Date of decision: 16.11.2023

RAJESH KUMAR @ GOLU @ RAJESH AND OTHERS**...PETITIONERS****V/S****STATE OF HARYANA AND ANOTHER****...RESPONDENTS****CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present: Mr. J.P. Jangu, Advocate for the petitioners.

Ms. Jasleen Chahal, AAG, Haryana.

Mr. Vikas Gulia, Advocate for

Mr. Ankur Sheoran, Advocate for respondent No.2.

**********DEEPAK GUPTA J. (ORAL)**

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.64 dated 01.02.2023, registered under Sections 406, 419, 420 of IPC (Section 120-B of IPC added later on) at Police Station Hansi City, District Hisar and all subsequent proceedings arising therefrom on the basis of compromise dated 01.04.2023 (Annexure P-2).

2. This Court vide order dated 01.09.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before learned Sub Divisional Judicial Magistrate, Hansi and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 13.09.2023 to the effect that the compromise has been

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

4. Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

5. 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.64 dated 01.02.2023, registered under Sections 406, 419, 420 of IPC (Section 120-B of IPC added later on) at Police Station Hansi City, District Hisar and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner(s), are hereby quashed.

November 16, 2023
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(DEEPAK GUPTA)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |