

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

260

CRM-M-46922-2022

Date of Decision: 22.02.2023

Pawan Kumar and another

.....Petitioners

Vs.

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Prashant Singh Chauhan, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Gurdeep Singh Nehra, Advocate for
Mr. Aman Yadav, Advocate for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.115 dated 18.04.2022 registered under Sections 323, 427, 452, 34 & 506 of the IPC (Section 325 of the IPC was added later on) registered at Police Station Khol, District Rewari and all subsequent proceedings arising therefrom on the basis of compromise dated 04.10.2022 as (Annexure P-2).

This Court vide order dated 12.10.2022 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 and got their statements recorded. On the basis of the statements so recorded, Learned

Magistrate has submitted report dated 23.01.2023 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.115 dated 18.04.2022 registered under Sections 323, 427, 452, 34 & 506 of the IPC (Section 325 of the IPC was added later on) registered at Police Station Khol, District Rewari and all subsequent proceedings arising therefrom on the basis of compromise dated 04.10.2022 as (Annexure P-2), are quashed.

February 22, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No