

S. No.304

2023:PHHC:138617

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

CRM-M-45300 of 2023

Date of Decision:30.10.2023

Azad Singh

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Deepak Grover, Advocate for the petitioner.
Mr. Vipul Sherwal, AAG, Haryana.
Mr. Himanshu Bansal, 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.114 dated 07.05.2023 registered under Sections 120-B, 420, 465, 468, 471 IPC at Police Station Industrial Sector-7, Manesar, District Gurugram along with all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P.2).

Status report by way of affidavit of Shri Surender Sheoran, HPS, Assistant Commissioner of Police, Manesar has been filed on behalf of respondent No.1.

This Court vide order dated 12.09.2023 had directed the parties to appear before the trial Court/Area Magistrate 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 Additional Chief Judicial Magistrate, Gurugram, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 21.09.2023 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.114 dated 07.05.2023 registered under Sections 120-B, 420, 465, 468, 471 IPC at Police Station Industrial Sector-7, Manesar, District Gurugram along with all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P.2), are quashed qua the petitioner.

October 30, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No