

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

264

CRM-M-49580-2022

Date of decision: 13.09.2023

Shibiya Arora

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Rajesh Gupta, Advocate and
Ms. Manjula Gupta, Advocate
for the petitioner.

Mr. Karan Jindal, AAG, Haryana
for respondent No.1-State.

Mr. Rajat Dogra, Advocate for
Mr. Shantanu Bansal, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.0550 dated 21.12.2021 under Sections 34, 406, 420 and 506 of the Indian Penal Code, 1860 registered at Police Station Ambala City, District Ambala and all consequential proceedings arising out of the same, on the basis of compromise arrived at, between the parties.

2. Vide order dated 27.10.2022 of a Coordinate Bench this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 14.11.2022 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Additional Chief Judicial Magistrate, Ambala, 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-petitioners is quashed. A perusal of the report further reveals that there are two more cases of similar nature pending against the petitioner, however, it has been submitted that in both the other cases lodged against the petitioner, the parties have settled their disputes and approached this Court for quashing on the basis of a compromise by way of CRM-M-58535-2022 and CRM-M-35569-2021.

4. The Trial Court has annexed the statements of the parties in original, alongwith its report.

5. In view of the report of the learned Additional Chief Judicial Magistrate, Ambala 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.

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

13.09.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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