

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

CRM-M-53294-2022

Date of Decision:03.10.2023

Jaipal and others

...Petitioners

vs.

State of Haryana and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Bhavdeep Singh Mamli, Advocate
for the petitioners.

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

Mr. C.S.Singhal, Advocate
for respondent No.2-complainant.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.0125 dated 08.05.2021 under Sections 120-B, 406, 420 of IPC, registered at Police Station Mulana, District Ambala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 08.06.2022 (Annexures P-2 and P-3).

2. Vide order dated 03.02.2023, a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise/affidavit dated 08.06.2022 (Annexures P-2 and P-3).

3. Pursuant to aforesaid order, the parties have appeared before the Chief Judicial Magistrate, Ambala and got their statements recorded. Report dated 26.05.2023 has been received whereby after recording the statements of

the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

4. I have heard counsel for the parties and gone through the case file.

5. In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioner.

6. Resultantly, FIR No.0125 dated 08.05.2021 under Sections 120-B, 406, 420 of IPC, registered at Police Station Mulana, District Ambala (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 08.06.2022 (Annexures P-2 and P-3) are hereby quashed qua the petitioners.

03.10.2023
hemlata

(N.S.SHEKHAWAT)
JUDGE

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