

2023:PHHC:148833
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-50290-2023
Date of Decision:22.11.2023

Dharmender @ Moni and Anr.

...Petitioners

vs.

State of Haryana and Another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Sahil Chaudhary, Advocate
for the petitioners.

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

Mr. Davneet Sangwan, Advocate for
respondent No.2.

N.S.Shekhawat J. (Oral)

- 1.** A status report by way of an affidavit of Deputy Superintendent of Police, City Jhajjar, District Jhajjar has been filed on behalf of respondent-State and the same is taken on record.
- 2.** The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 330 dated 22.09.2023 under Sections 148,149,323,379-B,387 and 506 of IPC registered at Police Station Sadar Jhajjar (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise deed dated 27.09.2023 (Annexure P-2).
- 3.** Vide order dated 06.10.2023, while issuing notice of motion, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise deed dated 27.09.2023 (Annexure P-2).

4. Pursuant to aforesaid order, the parties have appeared before the ACJM-cum-Civil Judge (Sr.Division), Jhajjar and got their statements recorded. Report dated 31.10.2023 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.

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

6. 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 petitioners.

7. Resultantly, FIR No. 330 dated 22.09.2023 under Sections 148,149,323,379-B,387 and 506 of IPC registered at Police Station Sadar Jhajjar (Annexure P-1) along with all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N.S.SHEKHAWAT)
JUDGE

22.11.2023
hitesh

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