

S. No.312

2023:PHHC:152446

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

CRM-M-50903 of 2023

Date of Decision:30.11.2023

Sunil Kumar and others

.....Petitioners

Vs.

State of Haryana and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Veeraj Sharma, Advocate for the petitioners.

Mr. Sumit Jain, Addl. AG, Haryana.

**Mr. Siddharth Gupta, Advocate for Mr. Nitin Agnihotri,
Advocate for respondents No.2 to 4.**

DEEPAK GUPTA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.80 dated 16.03.2023 registered under Sections 323, 34, 506 IPC at Police Station Ambala Sadar, District Ambala along with all subsequent proceedings arising therefrom, on the basis of compromise dated 15.09.2023 (Annexure P.2).

This Court vide order dated 09.10.2023 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 Judicial Magistrate Ist Class, Ambala, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 30.10.2023 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 respondents No.2 to 4 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.80 dated 16.03.2023 registered under Sections 323, 34, 506 IPC at Police Station Ambala Sadar, District Ambala along with all subsequent proceedings arising therefrom, on the basis of compromise dated 15.09.2023 (Annexure P.2), are quashed qua the petitioners.

November 30, 2023

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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No