

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

CRM-M-53789-2022

Date of Decision:03.08.2023

Kiran Sharma and others

...Petitioners

vs.

State of Haryana and another

...Respondents

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

Present : Mr. Akash Yadav, Advocate for
 Mr. Jagdeep Singh Rana, Advocate
 for the petitioners.

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

Ms. Deepali Verma, Advocate for
Ms. Samridhi Sareen, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 0039 dated 09.02.2017 under Sections 120-B, 420, 467, 468, 471 of IPC registered at Police Station Tosham, District Bhiwani (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise.

2. Vide order dated 21.11.2022 while issuing notice of motion, 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.

3. Pursuant to aforesaid order, the parties have appeared before the learned JMIC, Tosham and got their statements recorded. Report dated 19.01.2023 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. 0039 dated 09.02.2017 under Sections 120-B, 420, 467, 468, 471 of IPC registered at Police Station Tosham, District Bhiwani (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

03.08.2023

hemlata

(N.S.SHEKHAWAT)
JUDGE

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