

[246] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-48101-2019
Date of Decision :20.12.2023

Anil and others ...Petitioners
versus

State of Haryana and anotherRespondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. Bakul Garg, Advocate for the petitioners.

Mr. Randhir Singh, Addl. AG, Haryana.

Mr. Amit Sharma, Advocate for Mr. Sandeep Sharma,
Advocate for respondent No.2.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.99 dated 04.02.2016, registered under Sections 380, 458 and 395 (added later on) of IPC at Police Station Hissar Sadar, Hissar, Haryana, and all subsequent proceedings arising therefrom on the basis of compromise dated 29.10.2019 (Annexure P-2).

[2] This Court vide order dated 22.08.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Addl. Sessions Judge, Hisar, and got their statements recorded. On the basis of the statements so recorded, learned Addl. Sessions Judge has submitted report dated 12.12.2023 to the effect that the compromise has

been effected between the parties voluntarily and without any coercion or undue influence.

[4] Statement of Respondent No.2-complainant, namely, Sandeep Kumar with regard to compromise was recorded before learned Addl. Sessions Judge on 11.12.2023.

[5] Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

[6] 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.99 dated 04.02.2016, registered under Sections 380, 458 and 395 (added later on) of IPC at Police Station Hissar Sadar, Hissar, Haryana, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

20.12.2023

'Rajneesh'

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