

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

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CRM-M-56998 of 2022

Date of Decision: 06.02.2023

Ram Kumar and others

.....Petitioners

Vs.

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sushil Kumar Verma, Advocate
for the petitioners.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Deepak Kohli, Advocate for
Mr. D.P.S. Vohra, Advocate for
respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.31 dated 23.02.2016 registered under Sections 323, 324, 148, 149, 341, 506 of the Indian Penal Code, 1860 (Section 326 and 325 of the Indian Penal Code, 1860 added later on) registered at Police Station Ding, District Sirsa and all subsequent proceedings arising therefrom on the basis of compromise and affidavit dated 25.11.2022 as (Annexure P-2 and Annexure P-3) respectively.

This Court vide order dated 07.12.2022 had directed the parties to appear before the trial Court 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 Additional Chief Judicial Magistrate, Sirsa and got

their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 07.01.2023 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 respondent No.2 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.31 dated 23.02.2016 registered under Sections 323, 324, 148, 149, 341, 506 of the Indian Penal Code, 1860 (Section 326 and 325 of the Indian Penal Code, 1860 added later on) registered at Police Station Ding, District Sirsa and all subsequent proceedings arising therefrom on the basis of compromise and affidavit dated 25.11.2022 as (Annexure P-2 and Annexure P-3) respectively, are quashed.

February 06, 2023

Neetika Tuteja

**(DEEPAK GUPTA)
JUDGE**

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No