

**CRM-M-1086-2024**  
**Date of decision: 15.02.2024**

**...PETITIONERS**

V/S

## ...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**

Mr. Nimanyu Gautam, Advocate  
for respondent Nos.2 to 5.

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**HARPREET SINGH BRAR J. (ORAL)**

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.0156 dated 17.08.2016 registered under Sections 148, 323, 324, 326, 341, 427 and 506 read with Section 149 of Indian Penal Code at Police Station Kalayat, Kaithal as well as judgment of conviction dated 18.01.2022 and order of sentence dated 19.01.2022 and all subsequent proceedings arising therefrom in view of the compromise dated 20.12.2023 (Annexure P-3).

2. The following order was passed on 10.01.2024 :

*“The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 0156 dated 17.08.2016 under Sections 148, 323, 324, 326, 341, 427 and 506 read with Section 149 of Indian Penal Code registered at Police Station Kalayat, Kaithal (Annexure P-1) as well as judgment of conviction dated 18.01.2022 and order of sentence dated 19.01.2022 passed by*

*learned Judicial Magistrate 1 Class, Kaithal (Annexure P-2) on the basis of compromise dated 20.12.2023 (Annexure P-3).*

*Notice of motion.*

*At this stage, on the asking of the Court Ms. Geeta Sharma, DAG Haryana accepts notice on behalf of respondent No. 1-State and Mr. Nimanyu Gautam, Advocate accepts notice on behalf of respondent Nos. 2 to 5 and files his Power of Attorney and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.*

*Service is complete.*

*The parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks or any other date convenient to concerned Court to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the petitioners on or before the date fixed i.e. 15.02.2024.*

*A copy of the order be sent to the learned trial Court/Illaq Magistrate through fax for compliance.”*

3. In compliance of the above order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. In view of the compromise and the ratio of law laid down by the Hon'ble Supreme Court in ***Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834*** and ***Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63*** and Full Bench of this Court in ***Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (CrL) 1052***, this petition is allowed and FIR No.0156 dated 17.08.2016 registered under Sections 148,

323, 324, 326, 341, 427 and 506 read with Section 149 of Indian Penal Code and at Police Station Kalayat, Kaithal as well as judgment of conviction dated 18.01.2022 and order of sentence dated 19.01.2022 and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

February 15, 2024  
*manisha*

(HARPREET SINGH BRAR)  
JUDGE

- |      |                           |        |
|------|---------------------------|--------|
| (i)  | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable        | Yes/No |