

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

292

CRM-M-1430-2024

Date of decision: 11.03.2024

Des Raj and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vishva Nath Sharma, Advocate
for the petitioners.

Mr. Rahul Mohan, Sr. DAG, Haryana.

Mr. Mohit Kumar, Advocate
for respondents No.2 to 4.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.484 dated 02.10.2023 under Sections 148, 149, 323 and 506 of the IPC registered at Police Station Sadar Yamuna Nagar, District Yamuna Nagar and all consequential proceedings arising out of the same, on the basis of compromise dated 25.12.2023 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 11.01.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 12.02.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report

compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant have also made statement to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed the statements of the parties in original, alongwith its report.

5. In view of the report of the learned Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri and the principles laid down by the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed qua petitioners.

6. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

11.03.2024
Vinay

(MANJARI NEHRU KAUL)
JUDGE

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