

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2473-2024 (O&M)
Date of Decision: 06.02.2024

Pankaj ...Petitioner

vs.

State of Haryana and others ...Respondents

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

Present : Ms. Geeta Singhwal, Advocate and
Mr. M.L Singhal, Advocate
for the petitioner.

Mr. Rajinder Kumar Banku, Deputy Advocate General, Haryana.

Mr. Tarundeep Kumar, Advocate
for respondent No.3.

N.S.Shekhawat J. (Oral)

CRM-5426-2024

This is an application seeking preponment of the main case i.e ,
CRM-M-2473-2024.

Notice of the application.

On the asking of the Court, Mr. Rajinder Kumar, Deputy Advocate
General, Haryana, who is present in the Court, accepts notice on behalf of the
respondents.No.1 and 2 and Mr. Tarundeep Kumar, Advocate accepts notice on
behalf of respondent No.3.

Learned State counsel as well as learned counsel appearing on
behalf of respondent No.3 have no serious objection to the prayer made by
learned counsel for the petitioner.

In view of the above, same is allowed. The main case i.e CRM-M-2473-2024 is taken on Board today itself.

Main case

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 193 dated 17.06.2022 under Sections 323,506 read with Section 34 of IPC registered at Police Station Sadar, Narnaul District Mahendergarh (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise/affidavit dated 18.12.2023 (Annexure P-6).
2. Vide order dated 18.01.2024, while issuing notice of motion, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 18.12.2023 (Annexure P-6).
3. Pursuant to aforesaid order, the parties have appeared before the ACJM, Narnaul and got their statements recorded. Report dated 30.01.2024 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 petitioners.

6. Resultantly, FIR No. 193 dated 17.06.2022 under Sections 323,506 read with Section 34 of IPC registered at Police Station Sadar, Narnaul District Mahendergarh (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

06.02.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

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