

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

247 (2 cases)

1. CRM-M-3154-2024
Date of decision: 05.04.2024

Rattan Singh and othersPetitioners
Versus

State of Haryana and anotherRespondents

2. CRM-M-3105-2024
Date of decision: 05.04.2024

Sahab SinghPetitioner
Versus

State of Haryana and anotherRespondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vishal Sharda, Advocate
for the petitioners in CRM-M-3154-2024 and
for respondent No.2 in CRM-M-3105-2024.

Mr. Rhythem Bajaj, Advocate
for the petitioner in CRM-M-3105-2024 and
for respondent No.2 in CRM-M-3154-2024.

Mr. Rahul Mohan, Sr. DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petitions are for quashing of FIR No.196 dated 20.04.2016 under Sections 148, 149, 323, 506 of the IPC and Section 3(1)(x) of SC/ST Act registered at Police Station Gharaunda, District Karnal and quashing of DDR No.41 under Sections 323, 325, 506 of the IPC in the above FIR all consequential proceedings arising out of the same, on the basis of compromise arrived at, between the parties.

2. Learned counsel for the parties submit that it is a case of version and cross-version wherein both the sides have received injuries at the hands of each other.

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3. Vide order dated 06.02.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 06.03.2024 to get their statements recorded regarding the compromise arrived at, between them.

4. Report has since been received from learned Additional District and Sessions Judge, Karnal, 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 complainants have also made statements to the effect that they would have no objection if the FIR/DDR *qua* the accused-petitioners is quashed.

5. The Trial Court has annexed copies of statements of the parties alongwith its report.

6. In view of the report of the learned Additional District and Sessions Judge, Karnal 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 DDR along with all consequential proceedings arising out of it, are quashed qua petitioners.

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

05.04.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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