

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

291

CRM-M-5555-2024
Date of Decision:01.04.2024

DR. V.B. AJAYAKUMAR AND ANOTHERPetitioners

Vs.

STATE OF HARYANA AND ANOTHERRespondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Abhimanu Jangra, Advocate
for the petitioners.

Mr. Sumit Jain, Additional AG, Haryana.

Mr. Kamaljeet Yadav, Advocate for
Mr. Mandeep Singh Lamba, 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.859 dated 20.12.2022, under Sections 406, 420 and 120-B IPC registered at Police Station Sector-8, District Faridabad and all subsequent proceedings arising therefrom on the basis of compromise dated 20.12.2022 (Annexure P-2).

This Court vide order dated 05.02.2024 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 Judicial Magistrate Ist Class, Faridabad and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 29.02.2024 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 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.859 dated 20.12.2022, under Sections 406, 420 and 120-B IPC registered at Police Station Sector-8, District Faridabad and all subsequent proceedings arising therefrom on the basis of compromise dated 20.12.2022 (Annexure P-2) are quashed qua the petitioner.

(DEEPAK GUPTA)
JUDGE

01.04.2024
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Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No