

Notice of motion be issued to the respondents.

On the asking of the Court, Mr. Surender Singh, AAG, Haryana, accepts notice on behalf of respondent State and Mr. Tarun Sharma, Advocate appears and accepts notice on behalf of respondents no.2 and 3.

A copy of the petition be e-mailed to them during the course of the day.

Adjourned to 11.05.2021

In the meanwhile, the petitioners, as also respondent nos.2 and 3 would appear before the learned Area Magistrate/trial Court (as the case may be) up to 17.03.2021 to record their statements. That Court would satisfy itself with regard to the authenticity of the compromise and the fact that it has been arrived at without any kind of undue influence or pressure, and would thereafter send its report to this Court, before the next date of hearing.

That Court would also verify whether there is any other person involved in the occurrence, who is not a party to the present petition and whose consent for the compromise would be required, if this Court comes to the conclusion that the FIR sought to be quashed can be so quashed.

The learned State counsel would also verify whether there are any other criminal cases, of like nature or otherwise, pending against the petitioners.

xxx.....”

3. In compliance of the above order and order dated 01.12.2022, 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. Learned counsel for the petitioners submits that one of the accused persons namely Balbir Singh is yet to be arrested and the investigating agency has not submitted final report under Section 173 Cr.P.C. qua accused Balbir Singh and rest of the accused are petitioners before this Court.

5. Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in *Parambir Singh Gill Vs. Malkiat Kaur 2010(1) RCR (Crl.) 256 and Jayaraj Singh Rana Vs. State of Gujrat 2012(4) RCR (Crl.) 589, Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466 and Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834* 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.274 dated 30.12.2020 registered under Sections 323, 365, 34 of Indian Penal Code and at Police Station Behal, District Bhiwani and all subsequent proceedings arising out of the same are quashed qua the petitioners only.

February 07, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

- (i)

Whether speaking/reasoned

Yes/No
- (ii)

Whether reportable

Yes/No