

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

265

CRM-M No. 3943 of 2024

Date of Decision: 29.02.2024

Kunal Patel and another

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Sandeep Arora, Advocate for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. G.S.Rawat, Advocate for respondents No. 2 to 4.

HARPREET SINGH BRAR, J.(ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of cross case registered vide DDR No.25 dated 31.08.2020 under Sections 323/342/506/325/34 of IPC registered at Police Station Pehowa, District Kurukshetra (Annexure P-2) in main case FIR No.42 dated 30.08.2020 under Sections 323/325/342/506/34 of IPC registered at Police Station Pehowa, District Kurukshetra (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise arrived between the parties.

2. The following order was passed on 25.01.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of cross case registered vide DDR No.25 dated 31.08.2020 under Sections 323/342/506/325/34 of IPC registered at Police Station Pehowa, District Kurukshetra (Annexure P-2) in main case FIR No.42 dated 30.08.2020 under Sections 323/325/342/506/34 of IPC registered at Police Station Pehowa, District Kurukshetra (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise

arrived between the parties.

Notice of motion.

At this stage, on the asking of the Court, Ms. Geeta Sharma, DAG, Haryana, accepts notice on behalf of respondent No.1-State and Mr. G.S. Rawat, Advocate accepts notice for respondents No.2 to 4 and files his memorandum of appearance and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day. Counsel appearing for respondents No.2 to 4 is directed to file power of attorney on or before the next date of hearing.

Service is complete.

Now the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 29.02.2024.

A copy of the order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

3. In compliance of the above order, 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. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834 and Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63** and Full Bench of this Court in **Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052**, this petition is allowed and cross case registered vide DDR No.25

dated 31.08.2020 under Sections 323/342/506/325/34 of IPC registered at

Police Station Pehowa, District Kurukshetra (Annexure P-2) in main case
FIR No.42 dated 30.08.2020 under Sections 323/325/342/506/34 of IPC
registered at Police Station Pehowa, District Kurukshetra (Annexure P-1)
and all subsequent proceedings arising out of the same are quashed, qua the
petitioners.

29.02.2024

(HARPREET SINGH BRAR)

Rajeev (rvs)

JUDGE

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