

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

265/2

CRM-M No. 4537 of 2024

Date of Decision: 29.02.2024

.....Petitioner

Yatin @ Mithu

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. G.S.Rawat, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Ms. Komalpreet Kaur, 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 FIR No.42 dated 30.08.2020 under Sections 323, 427, 452, 506, 148, 149 IPC registered at Police Station Pehowa City, District Kurukshetra and all subsequent proceedings arising therefrom in view of the compromise has been entered into between the parties.

2. The following order was passed on 31.01.2024:

“This is a petition that has been filed seeking quashing of FIR No.42 dated 30.08.2020 under Sections 323, 427, 452, 506, 148, 149 IPC registered at Police Station Pehowa City, District Kurukshetra on the basis that a compromise has been entered into 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-State and Ms. Komalpreet Kaur, Advocate accepts notice for respondents No.2 to 4 and files her memo of appearance, which is taken on record. Learned counsel for respondents No.2 to 4 admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

Parties are directed to appear before the learned trial Court/Illaq Magistrate with a period of two weeks 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 the petitioner herein on or before the date fixed i.e. 29.02.2024.

To be heard along with CRM-M No.3943 of 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 FIR No.42 dated 30.08.2020 under Sections 323, 427, 452, 506, 148, 149 IPC registered at Police Station Pehowa City, District Kurukshetra and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

29.02.2024

Rajeev (rvs)

(HARPREET SINGH BRAR)

JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No