

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-5409-2024 (O&M)

Reserved on: 05.12.2024

Pronounced on: 13.12.2024

Shatrughan Tiwari

... Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Maninder Singh Saini, Advocate
for the petitioner.

Mr. Aashish Bishnoi, D.A.G., Haryana.

Mr. Prateek Sharma, Advocate
for respondent no.2.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
154	17.04.2016	City Bahadurgarh, District Jhajjar	406, 420, 467, 468, 471, 120-B IPC

The petitioner, arraigned as accused in the above captioned FIR, has come up before this Court under Section 482 CrPC for quashing of the FIR and all consequential proceedings based on the compromise with the aggrieved person(s).

2. During the pendency of the criminal proceedings, the accused and the aggrieved person(s) have compromised the matter, and its copy is annexed with this petition as Annexure P-2.

3. After that, the petitioner came up before this Court to quash the FIR, impleading the aggrieved persons as respondent no. 2.

4. Pursuant to order of this Court dated 02.02.2024, the aggrieved person(s) (Respondent no.2), appeared before the Judicial Magistrate Ist Class, Bahadurgarh and stated that there would be no objection if the Court quashes this FIR and consequent proceedings. As per the concerned court's report dated 19.02.2024, the parties consented to the quashing of FIR and consequent proceedings without any threat or coercion.

ANALYSIS & REASONING:

5. An analysis of the FIR reveals that all the accused are not impleaded as petitioners in the present petition. Moreover, there are specific allegations against the petitioner-accused that they had also cheated Bhupinder @ Monu, Pinku and Sonu. However, the petitioner has neither arraigned them as respondent(s) in this case nor their statements have been recorded before the trial Court/Illaqa Magistrate.

6. Since all the victims did not state their no objection to the compromise and also the reasons which led to the compromise, as such this Court cannot proceed further in this matter.

7. Given above, the petition is dismissed. However, liberty is reserved to the petitioners to file a fresh petition and there would be no necessity to re-examine the complainant-victim and the accused, whose statements stand recorded. The copies of the statements along with report would suffice.

(ANOOP CHITKARA)
JUDGE

13.12.2024
Jyoti Sharma

Whether speaking/reasoned	:	Yes
Whether reportable	:	No