257-2 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-5732-2022
Date of decision: 13.03.2024

B. RANGA VITTAL

...PETITIONER

V/S

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Mayank Mathur, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

None for respondent Nos.2 and 3.

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HARPREET SINGH BRAR J. (ORAL)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.233 dated 14.10.2021 registered under Sections 120-B, 406, 420 IPC at Police Station Udyog Vihar, Gurugram (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise dated 15.11.2021 (Annexure P-2).

2. The following order was passed on 11.02.2022 :-

"By filing this petition, quashing of FIR No. 233 dated 14.10.2021 registered under Sections 120 B, 406, 420 IPC at Police Station Udyog Vihar, Gurugram and other consequential proceedings arising therefrom qua petitioners has been sought on the basis of compromise.

Notice of motion.

Mr. Saurabh Girdhar, AAG Haryana accepts notice on behalf of respondent No. 1 State.

Parties may appear before learned trial Court/Illaqa Magistrate concerned on 2.3.2022 or any other date convenient to said Court and get their statements recorded with regard to compromise. The original compromise shall be produced before the said court. In the

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event of their statements being recorded, the Court will send copies of same to this Court before next date of hearing alongwith its report :

i) regarding genuineness and voluntary nature of compromise ;

ii) whether all accused/petitioners are appearing before the Court or are on bail; and

iii) whether any other proceeding is pending against the accused/ petitioners.

To come up alongwith CRM-M-49985-2021 on 4.4.2022."

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. 233 dated 14.10.2021 registered under Sections 120-B, 406, 420 IPC at Police Station Udyog Vihar, Gurugram (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

(HARPREET SINGH BRAR)
JUDGE

March 13, 2024
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(i) Whether speaking/reasoned Yes/No

(ii) Whether reportable Yes/No

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