



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-5311-2024(O&M)
Date of Decision: 18.09.2024

SHUBHAM

....Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

....Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Kartar Singh Malik-I, Advocate for the petitioner.

Ms. Nidhi Garg, AAG, Haryana.

Ms. Sukhveer Kaur, Advocate for respondent no.2.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing of FIR No.0124 dated 08.04.2023 under Sections 148, 149, 308, 323, 427, 452, 506 of IPC (Section 120-B of IPC added later on and Section 308 of IPC has been deleted in the challan dated 01.07.2023) registered at Police Station Urban Estate, Rohtak District Rohtak and all the subsequent proceedings arising therefrom, on the basis of compromise dated 20.01.2024 (Annexure P-3).

2 . This Court vide order dated 08.08.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before the learned Principal Magistrate, Juvenile Justice Board, Rohtak and got their statements recorded. On the basis of the statements so recorded, learned



Magistrate has submitted report dated 13.09.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and FIR No.0124 dated 08.04.2023 under Sections 148, 149, 308, 323, 427, 452, 506 of IPC (Section 120-B of IPC added later on and Section 308 of IPC has been deleted in the challan dated 01.07.2023) registered at Police Station Urban Estate, Rohtak District Rohtak and all subsequent proceedings arising therefrom on the basis of compromise dated 20.01.2024 (Annexure P-3) are quashed qua the petitioner.

18.09.2024

Deepak Patwal

(MANISHA BATRA)
JUDGE

1. *Whether speaking/reasoned* : Yes/No
2. *Whether reportable* : Yes/No