

283

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-7443-2024 (O&M)
Date of decision: 20.03.2024

Neeraj Kumar and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR JUSTICE HARPREET SINGH BRAR

Present: Mr. Vikas Kumar Rana, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Dushyant Rana, Advocate
for respondents No.2 to 7.

HARPREET SINGH BRAR, J.

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.308 dated 25.10.2023 under Sections 149, 323, 324 & 506 of Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Safidon, District Jind and all subsequent proceedings arising therefrom in view of the compromise dated 05.02.2024 (Annexure P-2).

2. The following order was passed on 13.02.2024: -

“The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 308 dated 25.10.2023 registered under Sections 148, 149, 323, 324 and 506 of Indian Penal Code at Police Station Safidon, District Jind (Annexure P-1) on the basis of compromise dated 05.02.2024 (Annexure P-2).

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. Mr. J.P. Rana, Advocate accepts notice on behalf of respondents No. 2 to 7 and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

The parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks or any other date convenient to concerned Court 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 petitioners on or before the date fixed i.e. 20.03.2024.

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

3. In compliance of the aforesaid 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.308 dated 25.10.2023 under Sections 149, 323, 324 & 506 IPC, registered at Police Station Safidon, District Jind and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

20.03.2024
vishnu

[HARPREET SINGH BRAR]
JUDGE

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