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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7357-2024

Date of decision: 06.03.2024

Keshav Ram

...Petitioner

Versus

State of Haryana and another

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE N. S. SHEKHAWAT

Present: Mr. Mukesh Rao, Advocate
for the petitioner.

Mr. Gagandeep Singh Chinna, AAG, Haryana.

Mr. Shubham Aneja, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

A reply by way of an affidavit of Assistant Commissioner of Police, City, Gurugram has been filed on behalf of the respondent No.1 and the same is taken on record.

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 481 dated 30.07.2021 registered under Sections 186, 332, 353 and 506 read with Section 34 IPC at Police Station Shivaji Nagar District Gurugram, Final report under Section 173 Cr. P.C. and (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise effected through joint statement dated 06.09.2023 (Annexure P-2).

Vide order dated 12.02.2024 while issuing notice of motion, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise effected through joint statement dated 06.09.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Gurugram and got their statements

recorded. Report dated 21.02.2024 has been received whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

I have heard counsel for the parties and gone through the case file.

In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioner.

Resultantly, FIR No. 481 dated 30.07.2021 registered under Sections 186, 332, 353 and 506 read with Section 34 IPC at Police Station Shivaji Nagar District Gurugram, Final report under Section 173 Cr. P.C. and (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

06.03.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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