



Sr. No.315
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-14037-2024
Date of decision: 29th May, 2024

SOURABH ARORA AND ANOTHER**Petitioners**

versus

STATE OF HARYANA AND ANOTHER**Respondents**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: None for the petitioners.

Ms. Mayuri Lakhanpal Kalia, DAG, Haryana.

None for respondent No.2.

HARPREET KAUR JEEWAN, J. (ORAL)

1. The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.177 dated 18.04.2018, under Sections 323, 34, 406, 498-A IPC, 1860, registered at Police Station Hansi City, District Hansi (Annexure P-1), on the basis of Memorandum of Understanding dated 07.02.2024 (Annexure P-3) between the parties.
2. This Court, vide order dated 18.03.2024, 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, the parties have appeared before the Judicial Magistrate Ist Class, Hansi, District Hisar and got their statements recorded. On the basis of the statements so recorded, the learned Magistrate has submitted report dated 12.04.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence. As per the statement of ESI-IO Gobind Dass, total 05 accused persons were named in the



FIR, out of which, 03 were found to be innocent. The petitioners have not been declared as “Proclaimed Offender” and they are not involved in any other criminal case.

4. Learned State counsel has 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 F.I.R.

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, the present petition is allowed and FIR No.177 dated 18.04.2018, under Sections 323, 34, 406, 498-A IPC, 1860, registered at Police Station Hansi City, District Hansi (Annexure P-1) and all subsequent proceedings arising therefrom are ordered to be quashed qua the petitioners.

7. However, the respondent No.2 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of Memorandum of Understanding dated 07.02.2024 (Annexure P-3) are violated.

8. Pending miscellaneous application(s), if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

29th May, 2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No