

CRM-M-20709-2024

2024.PHHC:094235



-1-

**288 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-20709-2024

Date of decision: 25th July, 2024

Avinash Sapra and others

...Petitioner(s)

Versus

State of Haryana and another

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. S.K. Tripathi, Advocate for the petitioners.

Ms. Nidhi Garg, AAG, Haryana.

Mr. S.K. Yadav, Advocate for respondent No.2.

MANISHA BATRA, J (ORAL):-

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No. 284 dated 01.10.2023 registered under Sections 147/148/149/323/506 of IPC at Police Station Sector 9-A, Gurugram District Gurugram and all subsequent proceedings arising therefrom on the basis of compromise dated 10.04.2024 (Annexure P-2).

2. This Court vide order dated 26.04.2024 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



Judicial Magistrate Ist Class, Gurugram and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 01.05.2024 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 F.I.R. 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. 284 dated 01.10.2023 registered under Sections 147/148/149/323/506 of IPC at Police Station Sector 9-A, Gurugram District Gurugram and all subsequent proceedings arising therefrom on the basis of compromise dated 10.04.2024 (Annexure P-2) are quashed qua the petitioners.

[MANISHA BATRA]
JUDGE

25th July, 2024
Parveen Sharma

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