



217 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25172-2024 (O&M)

Date of decision: 05.07.2024

HARJINDER @ MILKI AND OTHERS

...PETITIONERS

V/S

STATE OF HARYANA AND ANOTHER

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Sushil Bhardwaj, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG Haryana.

Mr. Chander Kant Rana, Advocate for
Mr. Satbir Rathore, Advocate
for respondent No. 2.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.0993 dated 27.12.2021 under Sections 323, 452, 34, 354- B, 354-D, 509 of IPC, registered at Police Station Karnal City, District Karnal (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 02.02.2024 (Annexure P-2).

2. The following order was passed on 20.05.2024:

"This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0993 dated 27.12.2021 under Sections 323, 452, 34, 354- B, 354-D, 509 of IPC, registered at Police Station Karnal City, District Karnal (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 02.02.2024 (Annexure P-2).

Notice of motion for 05.07.2024.

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Mr. Satbir Rathore, Advocate accepts notice for respondent No.2 and files Vakalatnama, which is taken on record.

*Copy of the paper book be supplied to them during the course of day.
Service is complete.*

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaqa Magistrate within two weeks from today or any other date convenient to the trial Court/Illaqa Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaqa 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 party on or before the date fixed.

A copy of the order be sent to learned trial Court/Illaqa 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 (CrI.) 1052**, this petition is allowed and FIR No.0993 dated 27.12.2021 under Sections 323, 452, 34, 354-B, 354-D, 509 of Indian Penal Code, registered at Police Station Karnal City, District Karnal (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

July 05, 2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No