



242 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29162-2024 (O&M)
Date of decision: 19.07.2024

ASHOK

...PETITIONER

V/S

STATE OF HARYANA AND OTHERS

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Akun Seemar, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG Haryana.

Mr. Yajur Sharma, Advocate
for respondents No.2 and 3.

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.361 dated 31.12.2023 under Sections 323, 341, 354-A(1)(ii), 354-D and 506 of Indian Penal Code (hereinafter to be referred as 'IPC') (Section 201 of IPC added later on) and Section 3 of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act 1989 (Amendment 2015) registered at Police Station Bass, District Hansi (Hisar) and all consequential proceedings arising therefrom on the basis of compromise dated 20.03.2024 (Annexure P-2).

2. The following order was passed on 31.05.2024:

"Instant petition has been filed under Section 482 of Cr.P.C. seeking quashing of the FIR No. 361 dated 31.12.2023, registered under Sections 323, 341, 354-A(1)(ii), 354-D and 506 of Indian Penal Code (hereinafter to be referred as 'IPC') (Section 201 of IPC added later on) and Section 3 of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act 1989 (Amendment 2015) registered at Police Station Bass, District Hansi (Hisar)



and all consequential proceedings arising therefrom, on the basis of compromise dated 20.03.2024 (Annexure P-2)

Notice of motion.

Mr. Vikas Bhardwaj, AAG Haryana, who is present in the Court, accepts notice on behalf of respondent No. 1-State and Mr. Yajur Sharma, Advocate has put in appearance on behalf of respondents No. 2 and 3 and filed power of attorney. Same is taken on record. Learned counsel for respondents No. 2 and 3 admits the factum of compromise.

Service is complete.

In the meantime, Parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of four weeks or any other date convenient to the trial Court/Illaq Magistrate to get their statements recorded regarding the compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of the compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 19.07.2024

A copy of this order be sent to 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 (CrI.) 1052**, this petition



is allowed and FIR No.361 dated 31.12.2023 under Sections 323, 341, 354-A(1)(ii), 354-D and 506 of IPC (Section 201 of IPC added later on) and Section 3 of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act 1989 (Amendment 2015) registered at Police Station Bass, District Hansi (Hisar) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

July 19, 2024
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(HARPREET SINGH BRAR)
JUDGE

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