2024:PHHC:102781

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

278 **CRM-M-28724-2024(O&M)**
**Date of Decision: 08.08.2024**

JITENDER AND ANOTHER ....Petitioners

VERSUS

STATE OF HARYANA AND ANOTHER ....Respondents

**CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Ram Darshan Yadav, Advocate for the petitioners.

Ms. Nidhi Garg, AAG, Haryana.

Mr. Ajit Kumar Sharma, Advocate for respondent no.2.

**MANISHA BATRA, J. (Oral)**

The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing of FIR No.105 dated 03.05.2024 under Sections 323, 34 and 506 of IPC registered at Police Station Kosli, District Rewari and all the subsequent proceedings arising therefrom, on the basis of compromise dated 28.05.2024 (Annexure P-2).

2 . This Court vide order dated 31.05.2024 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 the learned Sub-Divisional Judicial Magistrate, Kosli and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

Deepak Patwal
2024.08.12 09:04
I attest to the accuracy and
integrity of this document

submitted report dated 12.06.2024 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 FIR.

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***, this petition is allowed and FIR No.105 dated 03.05.2024 under Sections 323, 34 and 506 of IPC registered at Police Station Kosli, District Rewari and all subsequent proceedings arising therefrom on the basis of compromise dated 28.05.2024 (Annexure P-2) are quashed qua the petitioners.

**( MANISHA BATRA )**
**JUDGE**

**08.08.2024**
Deepak Patwal

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

Deepak Patwal
2024.08.12 09:04
I attest to the accuracy and
integrity of this document