



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

CRM-M-29396-2024
Date of decision: 04.07.2024

SUNIL AND OTHERS

...PETITIONERS

V/S

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. H.P.S. Ghuman, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Lakshay Goyal, Advocate
for respondent Nos.2 to 9.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.253 dated 18.08.2020 under Sections 148, 149, 452, 427 354-B, 323 and 506 of IPC and Section 3 of The Scheduled Caste & The Scheduled Tribes (Prevention of Atrocities) Act 1989 registered at Police Station Sadar Narnaul, District Mahendergarh (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 27.05.2024 (Annexure P-2).

2. Mr. Lakshay Goyal, Advocate has put in appearance on behalf of the respondent Nos.2 to 9 and filed his power of attorney which is taken on record. Registry is directed to tag the same at the appropriate place.

3. The following order was passed on 05.06.2024 :-

“The petitioners through instant petition, on the basis of compromise are seeking quashing of FIR No.253 dated 18.08.2020 (Annexure P-1) registered at Police Station Sadar Narnaul,



District Mahendergarh, under Sections 148, 149, 452, 427, 354-B, 323 and 506 of IPC, 1860 and Section 3 of Scheduled Caste & Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Notice of motion.

Mr. Chetan Sharma, DAG, Haryana and Mr. Lakshay Goyal, Advocate accept notice on behalf of respondent No. 1 State and respondents No.2 to 9 respectively.

*Parties may appear before learned Illaqa Magistrate/Duty Magistrate concerned on **13.06.2024** or any other date convenient to said Court and get their statements recorded with regard to compromise.*

In the event of their statements being recorded, the Court will send copies of same to this Court before next date of hearing alongwith its report disclosing:

- i) genuineness and voluntary nature of compromise ;*
- ii) how many persons are nominated in FIR/police report;*
- iii) how many accused/victims have out of total accused/victims have entered into compromise;*
- iv) if there is partial compromise, what is role of the accused;*
- v) what is stage of trial, if accused already convicted, whether appeal is pending in Appellate Court;*
- vi) whether all accused/petitioners are appearing before the Court or are on bail; and*
- vii) whether any other proceeding is pending against the accused/petitioner.*

*Adjourned to **04.07.2024**."*

4. In compliance of the above 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.

5. 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 (CrL) 1052, this petition

is allowed and FIR No.253 dated 18.08.2020 under Sections 148, 149, 452, 427 354-B, 323 and 506 of IPC and Section 3 of The Scheduled Caste & The Scheduled Tribes (Prevention of Atrocities) Act 1989 registered at Police Station Sadar Narnaul, District Mahendergarh (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

July 04, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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