

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

261

CRM-M No. 33318-2022

Date of Decision: 08.02.2024

Karnail Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** None for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

None for respondents No. 2 to 4.

HARPREET SINGH BRAR, J.(ORAL)

1. This is a petition under Section 482 Cr.P.C. for quashing of FIR No. 241 dated 2.11.2017, under Sections 120-B, 406, 420, 506 IPC and Section 24 of Immigration Act, registered at Police Station Cheeka, District Kaithal and all other subsequent proceedings arising therefrom on the basis of compromise dated 28.03.2022 (Annexure P-2).

2. The following order was passed on 01.08.2022:

“This is a petition under Section 482 Cr.P.C. for quashing of FIR No. 241 dated 2.11.2017, under Sections 120-B, 406, 420, 506 IPC and Section 24 of Immigration Act, registered at Police Station Cheeka, District Kaithal and all other subsequent proceedings arising therefrom on the basis of compromise.

Notice of motion.

Ms. Geeta Sharma, DAG, Haryana and Mr. Tonmy Gupta, Advocate appearing on advance notice accept the same on behalf of respondents No. 1 and 2 to 4 respectively.

The parties are directed to appear before the Illaqa Magistrate/trial court for recording their statements with regard to the

compromise on 16.8.2022.

The trial court is directed to submit a report on or before the next date of hearing containing the following information:

- (i) Number of persons arrayed as accused in the FIR;*
- (ii) Whether any accused is declared as proclaimed offender;*
- (iii) Whether the compromise is genuine, voluntary and without any coercion or undue influence.*

List on 2.9.2022.”

3. In compliance of the order dated 01.08.2022 and 18.01.2023, 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 (Crl.) 1052**, this petition is allowed and FIR No. 241 dated 2.11.2017, under Sections 120-B, 406, 420, 506 IPC and Section 24 of Immigration Act, registered at Police Station Cheeka, District Kaithal and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

08.02.2024

(HARPREET SINGH BRAR)

Rajeev (rvs)

JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No