

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

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**CRM-M No. 43285 of 2023
Date of Decision: 27.02.2024**

Sachin Kumar Bansal @ Sachin Bansal and anotherPetitioners

Versus

State of Haryana and anotherRespondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Raghuvinder Singh, Advocate for
Mr. R.D.Gupta, Advocate for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Mohit Kumar, 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 for quashing FIR No.122, dated 29.04.2016, registered under Sections 406 & 420 IPC at Police Station Udyog Vihar, District Gurgaon and all subsequent proceedings arising therefrom on the basis of the compromise dated 17.07.2023.

2. The following order was passed on 31.08.2023:

“This petition has been filed under Section 482 of the Code of Criminal Procedure for quashing FIR No.122, dated 29.04.2016, registered under Sections 406 & 420 IPC at Police Station Udyog Vihar, District Gurgaon and all subsequent proceedings arising therefrom on the basis of the compromise dated 17.07.2023, Annexure P-1.

Notice of motion.

On the asking of the Court, Mr. Jagdish Manchanda, Addl. AG, Haryana appears and accepts notice on behalf of the respondent-State.

In view of the submissions made on behalf of the parties, they

are directed to appear before the Illaqa Magistrate for recording their

statements qua the compromise within a period of 15 days.

The trial Court/Illaq Magistrate is directed to record the statements of the parties and submit a report on or before the next date of hearing containing the following information:-

- 1. Number of persons arrayed as accused.*
- 2. Whether any accused is proclaimed offender?*
- 3. Whether the compromise is genuine, voluntary and without any coercion or undue influence?*
- 4. Whether the accused persons are involved in any other FIR or not?*
- 5. The trial Court is also directed to record the statement of the Investigating Officer as to how many victims/complainants are there in the FIR.*

Adjourned to 18.10.2023.”

3. 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.

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.122, dated 29.04.2016, registered under Sections 406 & 420 IPC at Police Station Udyog Vihar, District Gurgaon and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

27.02.2024

Rajeev (rvs)

(HARPREET SINGH BRAR)

JUDGE