

Date of Decision : 30.01.2024

State of Haryana and another ... Respondents

Present : Mr. Navneet Singh, Advocate for the petitioners.
Mr. Sumit Jain, Addl. AG, Haryana.
Ms. Anshul Agnihotri, Advocate for respondent No.2.

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.247, dated 09.06.2023, registered under Sections 406, 420 and Section 10 of the Immigration Act, at Police Station Gandhi Nagar, Yamuna Nagar, District Yamuna Nagar, and all subsequent proceedings arising therefrom on the basis of compromise dated 25.07.2023 (Annexure P-2).

[2] This Court vide order dated 30.11.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send the report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri, and got their statements recorded. On the basis of the statements so recorded, the concerned Magistrate has submitted report dated 20.12.2023 to the effect

that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

[4] Statement of Respondent No.2-complainant namely, Meenu, with regard to compromise was recorded before the concerned Magistrate on 18.12.2023.

[5] Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

[6] In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R. 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 F.I.R. No.247, dated 09.06.2023, registered under Sections 406, 420 and Section 10 of the Immigration Act, at Police Station Gandhi Nagar, Yamuna Nagar, District Yamuna Nagar, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

30.01.2024
'Rajneesh'

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