



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

316

CRM-M-41031-2024
Date of decision: October 23rd, 2024

Sunil Gupta
.....Petitioner

Versus

State of Haryana and another
.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Punit Malik, Advocate
for the petitioners.

Mr. Yuvraj Shandilya, Assistant Advocate General,
Haryana.

Mr. Manish Dhankhar, Advocate
for Mr. Vipin Kumar, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.118 dated 03.03.2020 under Sections 283, 323, 392, 427, 506 (Section 201 of the IPC added later on) registered at Police Station Sector 10, Gurugram, and the consequential proceedings arising out of the same, on the basis of compromise (Annexure P-2) arrived at, between the parties.

2. Vide order dated 23.08.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on 23.09.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Gurugram, in pursuance of the directions

**CRM-M-41031-2024****-2-**

of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR *qua* the accused-petitioner is quashed.

4. The trial Court has annexed the copies of the statements of the parties, along with its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of the learned Judicial Magistrate Ist Class, Gurugram, and the principles laid down by Hon'ble the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

October 23rd, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No