

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

2024:PHHC:130535



CRM-M-42599-2024

Date of Decision: 01.10.2024

VIJAY GARG AND ANR

...Petitioners

Vs.

STATE OF HARYANA AND ANR

...Respondents

CORAM:- HON'BLE MS. JUSTICE MANISHA BATRA

Present: Mr. Chanderhas Yadav, Advocate for the petitioners.

Mr. Arjun Lakhanpal, Addl. AG, Haryana.

Mr. Amandeep Singh, Advocate for respondent no.2.

MANISHA BATRA, J. (Oral)

This petition has been filed for quashing of FIR No.657 dated 25.12.2018 registered under Section 506, 427, 34, 323 of IPC at Police Station Sector 10, Gurugram District Gurugram along with all consequential proceedings arising therefrom, on the basis of compromise dated 07.08.2024 (Annexure P-2) arrived at between the parties.

2. This Court vide order dated 31.08.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before the Chief Judicial Magistrate, Gurugram, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 26.09.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.



4. Reply by way of affidavit of Assistant Commissioner of Police, West, Gurugram on behalf of respondent no.1/State filed in Court is taken on record. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. 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 FIR No.657 dated 25.12.2018 registered under Section 506, 427, 34, 323 of IPC at Police Station Sector 10, Gurugram District Gurugram along with all consequential proceedings arising therefrom, on the basis of compromise dated 07.08.2024 (Annexure P-2) are quashed qua the petitioners.

(MANISHA BATRA)
JUDGE

01.10.2024

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