

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

281

CRM-M-46404-2023

Date of decision: 14.03.2024

Jagjit

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Nikhil Vats, Advocate
for the petitioner.

Mr. Rahul Mohan, Sr. DAG, Haryana.

Mr. Amit Khari, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.291 dated 23.05.2023 under Sections 323, 308, 452, 506 and 34 of the IPC registered at Police Station Industrial Sector 29, Panipat and all consequential proceedings arising out of the same, on the basis of compromise dated 08.09.2023 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 15.01.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 15.02.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Additional Chief Judicial Magistrate, Panipat, in pursuance of the directions 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. It has been further mentioned in the report that there were two persons who were named as accused in the FIR in question, however, accused Manjeet had died subsequent to the registration of the FIR in question.

4. The Trial Court has annexed copies of statements of the parties alongwith its report.

5. In view of the report of the learned Additional Chief Judicial Magistrate, Panipat and the principles laid down by 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 qua petitioner.

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

14.03.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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