

S. No.302

2024:PHHC:032681

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

CRM-M-47441 of 2023

Date of Decision:06.03.2024

**Anil @ Taxi @ Chhotu and others
Vs.**

.....Petitioners

State of Haryana and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

**Present:- Mr. Sanjiv Kumar Aggarwal, Advocate
for the petitioners.**

Mr. Sumit Jain, Addl. AG, Haryana.

**Mr. Tejas Bansal, Advocate for respondent
No.2.**

DEEPAK GUPTA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.155 dated 03.04.2023 registered under Sections 148, 149, 307, 323 and 506 IPC (challan presented under Sections 307, 323, 506 & 34 IPC and Section 25(1-B(a) of Arms Act, 1959) at Police Station Sector 13/17 Panipat, District Panipat along with all subsequent proceedings arising therefrom, on the basis of compromise dated 25.08.2023 (Annexure P.2).

2. This Court vide order dated 20.09.2023 had directed the parties to appear before the trial Court/Area Magistrate 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 learned Additional Sessions Judge, Panipat and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

submitted report dated 09.10.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as learned 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 F.I.R.
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 F.I.R. No.155 dated 03.04.2023 registered under Sections 148, 149, 307, 323 and 506 IPC (challan presented under Sections 307, 323, 506 & 34 IPC and Section 25(1-B(a) of Arms Act, 1959) at Police Station Sector 13/17 Panipat, District Panipat along with all subsequent proceedings arising therefrom, on the basis of compromise dated 25.08.2023 (Annexure P.2), are quashed qua the petitioners.

March 06, 2024

renu

Whether Speaking/reasoned
Whether Reportable

(DEEPAK GUPTA)
JUDGE

Yes/No
Yes/No