

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

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2024:PHHC:025807

CRM-M-48600-2023

Date of decision: February 26th, 2024

Nadeem Ali alias Sonu

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sahil Choudhary, Advocate
for the petitioner.

Mr. Rahul Mohan, Senior Deputy Advocate General,
Haryana.

Mr. Kaushal Chahal, Advocate
for Mr. Ashish Kumar, Advocate
for respondent Nos. to 4.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.360 dated 21.07.2023 under Sections 379-B and 342 of the Indian Penal Code, 1860 registered at Police Station Sadar, Yamuna Nagar and all subsequent proceedings arising out of the same, on the basis of compromise dated 06.09.2023 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 06.10.2023 of this Court passed by a coordinate Bench of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 06.11.2023 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri, 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-respondents No.2 to 4 is quashed.

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

5. Learned State counsel too submits that there are no other accused other than respondents No.2 to 4 and petitioner is the only aggrieved person in the FIR in question.

6. In view of the report of the learned Judicial Magistrate Ist Class, Yamuna Nagar at Jagadhri, 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.

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

February 26th, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No