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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49039-2023
Date of decision: 09.04.2024

GURJEET KAUR AND ANOTHER ...Petitioner(s)

VERSUS

STATE OF HARYANA AND ANOTHER ...Respondent(s)

CORAM: HON'BLE MR. JUSTICE N. S. SHEKHAWAT

Present: Mr. Raghav Bali, Advocate for
Mr. Pankaj Bali, Advocate
for the petitioners.

Mr. Karan Garg, AAG, Haryana.

Mr. Sikandh Mehta, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 398 dated 01.05.2023 registered under Sections 406 and 420 IPC and under Section 24 of Immigration Act at Police Station Karnal Sadar, District Karnal (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise dated 25.08.2023 (Annexure P-2).

Vide order dated 25.01.2024 while issuing notice of motion, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 25.08.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Karnal and got their statements recorded. Report dated 18.03.2024 has been received whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

I have heard counsel for the parties and gone through the case file.

In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioner(s).

Resultantly, FIR No. 398 dated 01.05.2023 registered under Sections 406 and 420 IPC and under Section 24 of Immigration Act at Police Station Karnal Sadar, District Karnal (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioner(s).

09.04.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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