

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

CRM-M-58038-2023

Date of decision: 20.03.2024

NAHAR SINGH AND ANOTHER

.....PETITIONER

Versus

STATE OF HARYANA AND ANOTHER

.....RESPONDENTS

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present : Ms. Shruti Mandhotra, Advocate for  
Mr. Kunal Dawar, Advocate  
for the petitioners.

Ms. Trishanjali Sharma, DAG, Haryana.

Mr. Rakesh Dhiman, Advocate  
for complainant-respondent No.2.

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**MANJARI NEHRU KAUL, J. (ORAL)**

1. The instant petition is for quashing of FIR No.89, dated 22.03.2021, lodged under Sections 406 and 420 of the Indian Penal Code, 1860 registered at Police Station Sadar Ballabhgarh, District Faridabad, Haryana and all consequential proceedings arising out of the same, on the basis of compromise affidavit (Annexure P-2) arrived at, between the parties.
2. Vide order dated 23.01.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 20.02.2024 to get their statements recorded regarding the compromise arrived at, between them.
3. Report has since been received from learned Judicial Magistrate Ist Class, Faridabad, 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 she would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed the statements of the parties in original, alongwith its report.

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

6 In view of the report of the learned Judicial Magistrate Ist Class, Faridabad 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 petitioners.

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

20.03.2024

Aman Dua

(MANJARI NEHRU KAUL)  
JUDGE

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