

ANGREJ SINGH

...Petitioner

V/S

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Sukhdeep Singh, Advocate for
Mr. Parminder Singh, Advocate
for the petitioner.
Mr. Vikas Bhardwaj, AAG Haryana.
Ms. Kamlesh, Advocate for respondents No. 2 and 3.

HARPREET SINGH BRAR J. (Oral)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 879 dated 30.09.2015 registered under Sections 389 of Cr.P.C. (Sections 193, 195, 195-A, 201, 506, 511 and 120-B of Indian Penal Code added later on) at Police Station Karnal City District Karnal and all subsequent proceedings arising therefrom in view of the compromise dated 03.11.2023 (Annexure P-7).

2. The following order was passed on 24.11.2023:

“The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing FIR No.879 dated 30.09.2015 under Section 389 of Cr.P.C (Sections 193, 195, 195-A, 201, 506, 511, 120-B added later on) of the Indian Penal Code, at Police Station Karnal City, District Karnal along with all subsequent proceedings on the basis of compromise.

Notice of motion.

On asking of the Court, Mr. Krishan Kumar Chahal, Addl. Advocate General, Haryana accepts notice on behalf of the State. Ms. Kailash, Advocate, accepts notice on behalf of the respondents No.2 &3.

Learned counsel for the petitioners is directed to supply copy of the paper book to the counsel opposite during course of the day.

Let the parties now appear before the Trial Court/Illaq Magistrate on 09.12.2023 or any other date convenient to the Court for recording their statements with regard to compromise. The Trial court/Illaq Magistrate is directed to record the statements of both the parties to its satisfaction to know the genuineness of the compromise and to assess that the statements are not the result of any pressure or coercion in any manner. The Trial Court/Illaq Magistrate is also directed to send a report along with statements of the parties with regard to validity or otherwise of the compromise effected between the parties. It shall also be reported whether petitioners have been declared Proclaimed Offenders in this case or not.

Adjourned to 12.02.2024.”

3. In compliance of the above order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.
4. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834 and Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63** and Full Bench of this Court in **Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052**, this petition is allowed and FIR No. 879 dated 30.09.2015 registered under Sections 389 of Cr.P.C. (Sections 193, 195, 195-A, 201, 506, 511 and 120-B of Indian Penal Code added later on) at Police Station Karnal City District Karnal and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

12.02.2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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