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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-61382-2023 (O&M)
Date of Decision: 22.04.2024

SUKHBIR SINGH AND OTHERS

... PETITIONERS

V/S

STATE OF HARYANA AND OTHERS

... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Vinod Kumar, Advocate for
Mr. Rajesh Lamba, Advocate, for the petitioners.

Ms. Mayuri Lakhanpal Kalia, DAG, Haryana.

Ms. Ruby Kaur, Advocate for respondent Nos. 2 to 4.

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HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.300 dated 26.10.2023, registered at Police Station B.P.T.P. District Faridabad, under Sections 323, 324, 354-A, 452 and 506 of the IPC read with Section 34 thereof, on the basis of a compromise deed/affidavits dated 17.11.2023 (Annexure P-2) and 25.11.2023 (Annexure P-3) executed between the parties.

[2] Learned counsel for the petitioners *inter alia* contends that the FIR was registered on account of private dispute between the petitioners and respondent Nos. 2 to 4 which stands resolved now with the mutual agreement at family level. The parties are the members of same family and closely related to each other and amicable settlement will help in

maintaining cordial relations between them in future. Respondent Nos.2 to 4 do not want to take any action in the present FIR.

[3] Learned counsel appearing on behalf of respondent Nos. 2 to 4 has confirmed the factum of compromise between the parties.

[4] On 12.12.2023, the parties were directed to appear before the trial Court/Illaqa Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 02.02.2024, received from the learned Judicial Magistrate First Class, Faridabad the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioners have not been declared as "Proclaimed Offender".

[6] Learned State counsel has not raised any objection regarding the acceptance of the present petition.

[7] Keeping in view the facts and circumstances of the case, the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in **Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543** and the decision of Hon'ble the Full Bench of this Court in **Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052,** the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[8] Consequently, this petition is allowed and FIR No. 300 dated 26.10.2023, registered at Police Station B.P.T.P. District Faridabad, under Sections 323, 324, 354-A, 452 and 506 of the IPC read with Section 34 thereof, and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[9] Pending miscellaneous application(s), if any, shall also stand disposed of.

22.04.2024
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(HARPREET KAUR JEEWAN)
JUDGE

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