

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-60617-2023

Date of decision: 05.02.2024

Pankaj Chhillar

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Mazlish Khan, Advocate
for the petitioners.

Mr. Rahul Mohan, Sr. DAG, Haryana.

Mr. Mohd. Tarif, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.74 dated 30.03.2021 under Sections 34, 323, 506 of the Indian Penal Code, 1860 registered at Police Station Line Par, Bahadurgarh, Jhajjar, and all consequential proceedings arising out of the same, on the basis of compromise dated 05.10.2023 (Annexure P-1) arrived at, between the parties.

2. Vide order dated 02.12.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 05.01.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Sub Divisional Judicial Magistrate, Bahadurgarh, 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-petitioner is quashed.

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

5. In view of the report of the learned Sub Divisional Judicial Magistrate, Bahadurgarh 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 petitioner.

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

05.02.2024
Vinay

(MANJARI NEHRU KAUL)
JUDGE

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