

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-62940 of 2023
Date of Decision: February 06, 2024

Jatin Suri and others

.....Petitioners

versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARPREET SINGH BRAR

Present:- Mr. Gurbir Singh Sandhu, Advocate
for the petitioners

Ms. Geeta Sharma, DAG Haryana

Mr. A.P. Kaushal, Advocate
for respondent No. 2

Harpreet Singh Brar, J. (Oral)

1. Prayer in the present petition filed under Section 482 Cr.P.C. is for quashing of FIR No. 383 dated 24.08.2019 registered under Sections 148, 149, 323, 506 IPC at Police Station Baldev Nagar, District Ambala and all subsequent proceedings arising therefrom in view of the compromise dated 12.01.2021 (Annexure P-2)

2. The following order was passed on 14.12.2023:

“Notice of motion.

On asking of the Court, Ms. Geeta Sharma, DAG, Haryana, accepts notice on behalf of respondent No.1-State.

Mr. A.P. Kaushal, Advocate puts in appearance on behalf of respondent No.2 and files memorandum of appearance which is taken on record. Registry is directed to tag the same at an appropriate place in the file. Learned counsel is directed to file

power of attorney on or before the next date of hearing.

In view of the compromise arrived at between the parties, let the parties appear before the trial Court/Area Magistrate, as the case may be, within a period of two weeks from today for getting their statements recorded with regard to the compromise. Trial Court is directed to report on the following points:-

(i) how many total accused are facing the trial;

(ii) whether any of the accused was declared proclaimed offender at any stage of trial;

(iii) status/stage of the trial/case;

(iv) to record the statements of all the concerned parties with regard to the genuineness and validity or otherwise of the compromise;

(v) to record the statement of Investigating Officer with regard to points No.(i), (ii) and (iii) as above.

Report be sent through District and Sessions Judge, before the next date of hearing.

Adjourned to 06.02.2024. ”

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. 383 dated 24.08.2019 registered under Sections 148, 149, 323, 506 IPC at Police Station Baldev Nagar, District Ambala and all subsequent

Crl. Misc. No. M-62940 of 2023

-3-

proceedings arising out of the same are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

February 06, 2024

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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No