

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

276

CRM-M-62360-2023
Date of decision:01.02.2024

VISHAL SINGLA

..PETITIONER(S)

Versus

STATE OF HARYANA AND ANR.

...RESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Rajesh Bansal, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Sushil Jain, Advocate for respondent No.2.

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.0045, dated 14.05.2018 registered under Sections 323, 34, 354-A, 406, 498-A, 506 of Indian Penal Code at Police Station Panipat, District Panipat and all subsequent proceedings arising therefrom in view of the compromise dated 30.11.2023 (Annexure P-2)

2. The following order was passed on 13.12.2023:-

“By way of this petition, petitioner is seeking quashing of FIR No.0045, dated 14.05.2018, registered at Police Station Panipat, District Panipat under Sections 323, 34, 354-A, 406, 498-A, 506 of IPC and all the subsequent proceedings arising therefrom qua the petitioner on the basis of the compromise dated 30.11.2023 (Annexure P-2) effected between the parties.

Notice of motion.

Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice on behalf of respondent No.1- State. Mr. Sushil Jain, Advocate has filed Vakalatnama and accepted notice on behalf of respondent No.2 and admitted the factum of the compromise.

In view of the above, the private parties are directed to appear before learned Trial Court/Area Magistrate for making the statements regarding the compromise on 05.01.2024 or any other date which may be fixed by the Trial Court/Area Magistrate. Learned Trial Court/Area Magistrate shall report to this Court regarding the genuineness of the compromise; number of accused involved; the fact that all the aggrieved parties are party to the compromise, that no accused is absconding/P.O. Statement of Investigating Officer shall also be recorded by the Trial Court/Area Magistrate to the effect that no other accused or aggrieved person is involved.

Adjourned to 05.02.2024.

To be listed along with CRM-M-61594-2023”.

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 (CrI.) 1052**, this petition is allowed and FIR No.0045, dated 14.05.2018 registered under Sections 323, 34, 354-A, 406, 498-A, 506 of Indian Penal Code and at Police Station Panipat, District Panipat

and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

01.02.2024
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(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No