

SAHIL

...PETITIONER

V/S

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Ravinder Bangar, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Ashvani Kumar Paul, Advocate
for respondent No.2.

HARPREET SINGH BRAR J. (ORAL)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.230 dated 12.08.2023 registered under Sections 379-B, 411, 420, 473 of Indian Penal Code at Police Station City Pehowa, District Kurukshetra (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise dated 07.11.2023 (Annexure P-2).

2. The following order was passed on 15.12.2023 :

“This is a petition that has been filed seeking quashing of FIR No.230 dated 12.08.2023 under Section 379-B, 411, 420, 473 Of Indian Penal Code registered at Police Station City Pehowa, District Kurukshetra on the basis that a compromise has been entered into between the parties.

Notice of motion.

At this stage, on the asking of the Court, Ms. Navreet Kaur Barnala, AAG, Punjab accepts notice on behalf of respondent No.1-State and Mr. Ashvani Kumar Paul, Advocate accepts notice for respondent No.2 and files his Power of Attorney and admits to the factum of

compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

Now, the parties are directed to appear before the learned trial Court/Illaqa Magistrate within two weeks, to get recorded their statements regarding compromise and after recording their statements, learned trial Court/Illaqa Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 02.02.2024.

A copy of the order be sent to learned trial Court/Illaqa Magistrate through fax for compliance.”

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. Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in ***Parambir Singh Gill Vs. Malkiat Kaur 2010(1) RCR (Crl.) 256 and Jayaraj Singh Rana Vs. State of Gujrat 2012(4) RCR (Crl.) 589, Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466 and Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834*** 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.230 dated 12.08.2023 registered under Sections 379-B, 411, 420, 473 of Indian Penal Code at Police Station City Pehowa, District Kurukshetra (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

February 02, 2024

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(HARPREET SINGH BRAR)

JUDGE

(i) Whether speaking/reasoned

Yes/No

(ii) Whether reportable

Yes/No