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233 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-64568-2023 (O&M)
Date of Decision: 31.05.2024

JASBIR ALIAS JASBIR YADAV AND OTHERS ... PETITIONERS
V/S
STATE OF HARYANA AND OTHERS ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. R.K. Girdhwal, Advocate for the petitioners.
Mr. Kirpal Singh Thakur, AAG, Haryana.
Mr. Dinesh Saini, Advocate for respondents No.2 to 4
* * *

HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.281 dated 09.07.2021, registered at Police Station Beri, District Jhajjar under Sections 323, 34, 354-B, 427, 506, 509 of the IPC, on the basis of compromise deed dated 11.12.2023 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioners *inter alia* contends that the FIR was registered at the instance of respondent No.2. The petitioners and respondent Nos.2 to 4 are residents of the same village. The FIR was registered due to some misunderstanding and now the parties have settled their dispute and they want to live in same village peacefully. He further submits that the offence under Section 354-B IPC has been deleted during investigation and the challan was presented before the Judicial Magistrate on 10.09.2021 under Sections 323, 427, 506, 509, 34 IPC. All the persons who have been challaned are the present petitioners.

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

[4] On 21.12.2023, the parties were directed to appear before the trial



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Court/Illaq Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 08.02.2024, received from the learned Judicial Magistrate First Class, Jhajjar, 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. 281 dated 09.07.2021, registered at Police Station Beri, District Jhajjar under Sections 323, 34, 354-B, 427, 506, 509 of the IPC 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.

31.05.2024

Janki

**(HARPREET KAUR JEEWAN)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No