



**331-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-5566-2024
Date of decision: 22.04.2025**

GIAN CHAND AND OTHERS

...PETITIONERS

V/S

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Prikshit Thakur, Advocate for
Mr. Ketan Chopra, Advocate for the petitioners.
Mr. Harkesh Kumar, AAG, Haryana.
Mr. Sidhant Bhonsle, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of supplementary final report dated 12.05.2018 under Sections 148/149/323/324/326/506 of IPC (Annexure P-1) arising from FIR No.210 dated 27.10.2017 under Sections 148/149/323/324/326/452/506 of IPC registered at Police Station Chhapar, District Yamuna Nagar (Annexure P-2) along with all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-3).

2. The following order was passed on 04.03.2024 :-

"1. Through the instant petition, prayer is made for quashing of the supplementary final report dated 12.05.2018, under Sections 148, 149, 323, 324, 326, 506 of the IPC (Annexure P-1) [arising out of version case in FIR No.210 dated 27.10.2017, under Sections 148, 149, 323, 324, 326, 452, 506 of the IPC, registered at P.S. Chhapar, District Yamuna Nagar], on the basis of a Compromise Deed (Annexure P-3).

2. Notice of motion.



3. On asking of the Court, Mr. Bhupender Singh, D.A.G., Haryana, accepts notice on behalf of the respondent No.1-State.

4. Mr. Sidhant Bhonsle, Advocate, who records his appearance on behalf of the respondent No.2, under a validly executed Vakalatnama instituted before this Court today, accepts notice on behalf of the respondent concerned and admits the factum of compromise between the parties.

5. In the light of admission made on behalf of learned counsel for respondent No.2, the parties are directed to appear before the learned Trial Court/Illaqa Magistrate, within a month from today, to get their respective statements recorded regarding compromise and after recording their respective statements, the learned Trial Court/Illaqa Magistrate is directed to send the same along with its report, regarding the genuineness of compromise, on or before the date fixed in the instant petition specifically with regard to the following facts:-

1. Number of persons arrayed as accused in the FIR.

2. Whether any accused is proclaimed offender.

3. Stage of the trial/proceedings.

4. Whether the compromise is genuine, voluntary and without any coercion or undue influence.

5. Total number of victims and their names.

6. It is made clear that complainant/private respondent should also appear in person before the learned trial Court/Illaqa Magistrate to get his statement recorded regarding compromise.

7. To come up on 16.04.2024 for awaiting the report.

8. The State counsel is also directed to verify the factum of compromise by the date fixed.

9. A copy of this order be sent to the learned Trial Court/Illaqa Magistrate for compliance.”

3. In compliance of the aforesaid 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 46*, 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 supplementary final report dated 12.05.2018 under Sections 148/149/323/324/326/506 of IPC (Annexure P-1) arising from FIR No.210 dated 27.10.2017 under Sections 148/149/323/324/326/452/506 of IPC registered at Police Station Chhapar, District Yamuna Nagar (Annexure P-2) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

April 22, 2025
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(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |