

2025:PHHC:010390



336.

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-7127-2024

Date of decision: 23.01.2025

Harish @ Monu and another

....Petitioners

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Dev Kaushik, Advocate, for the petitioners.

Mr. Yuvraj Shandilya, AAG, Haryana, for respondent No.1.

Mr. Kushager Goyal, Advocate for
Mr. Lalit Narang, Advocate, for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. Prayer in the instant petition is for quashing of FIR No.333, dated 31.10.2023, under Sections 285, 34, 506 of IPC and Section 25, 54, 59 of Arms Act, registered at Police Station Badli, District Jhajjar (Annexure P-1) and all consequential proceedings arising out of the same, on the basis of compromise dated 31.01.2024 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 09.02.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 07.03.2024 to get their statements recorded regarding the compromise arrived at, between them. However, a report was received from learned

Judicial Magistrate Ist Class, Bahadurgarh that the petitioners are involved in some other criminal cases.

3. On the last date of hearing, it had been brought to the notice of this Court that a couple of FIRs were pending against the petitioners. However, it has not been refuted by the learned counsel for the State that one of the two FIRs pending already stands quashed qua the petitioners; the present dispute emanates from a trivial quarrel between the petitioners and respondent No.2.

4. As per the report of learned Judicial Magistrate Ist Class, Bahadurgarh, compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR *qua* the accused-petitioners is quashed.

5. The Trial Court has annexed the statements of the parties, in original, alongwith its report.

6. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

7. In view of the report of learned trial Court and the principles laid down by Hon'ble the Apex Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Kulwinder Singh and others Versus State of Punjab and another, 2007(3) RCR (Criminal) 1052***, the instant petition is allowed. The

aforesaid FIR and all consequential proceedings arising out of it, are quashed qua petitioners.

8. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

January 23, 2025
sanjeev

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No