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

CRM-M-13144-2022

Date of decision: 04.03.2025

Ruchie Hasija and another

....Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Sachin Rai Vaid, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Ms. Tammanna Bahl, Advocate for
Mr. Gagan Oberoi, Advocate
for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 of Cr.P.C. seeking quashing of FIR No.0443 dated 18.10.2021 under Sections 420/120-B of IPC registered at Police Station Baldev Nagar, District Ambala (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise deed dated 03.02.2025 (Annexure P-29).

2. On 13.02.2025, the following order was passed :-

'CRM-6063-2025

Application under Section 318(3), 161(2) of BNSS, 2023 (wrongly written as Bharatiya Nyaya Sanhita) has been filed for placing on record the compromise deed dated 03.02.2025, which is taken on record as (Annexure R-29) subject to all just exceptions. Registry is directed to tag the same at an appropriate place.

Main case

Vide order dated 07.03.2024, passed by a coordinate Bench of this Court, the parties were directed to appear before the Mediation & Conciliation Centre of this Court for exploring possibility of the compromise.

Learned counsel for both the parties jointly submits that compromise mentioned above has been effected between the parties and on their joint request the instant petition has been converted into



the petition seeking quashing of FIR No.443 dated 18.10.2021 under Sections 420/120-B of IPC, 1860 (Annexure P-5) registered at Police Station Baldev Nagar, District Ambala and all the consequential proceedings arising therefrom, on the basis of the compromise (supra).

The affected parties are directed to appear within a period of one week before the learned Trial Court/Illaq Magistrate, who shall record their respective statements with regard to the compromise and submit a detailed report in that regard along with copies of the statements to this Court on or before the adjourned date, containing the following information as well:-

- i. Total number of persons arrayed as accused in the case;*
- ii. Whether all the accused and complainant / victims are party to compromise;*
- iii. Whether any accused has been declared as a proclaimed offender or any such proceedings have been initiated or pending decision;*
- iv. Stage of the trial/proceedings; and*
- v. Whether the compromise is genuine, voluntary, and without any coercion or undue influence.*

Adjourned to 04.03.2025, for awaiting report.

Reply by the respondent-State, if any, be filed on or before the next date of hearing.

Interim order to continue.

A copy of this order be sent to learned Trial Court/Illaq Magistrate for compliance through fax.'

3. Learned counsel for the petitioners submits that it is not a case of partial compromise and the mediation placed before retired Judge of this Court in which all the parties have participated. Further, in compliance of order dated 13.02.2025 passed by this Court, the complainant along with all the accused nominated in the FIR (*supra*) as well as the Investigating Officer have appeared and their statements have been recorded in support of the compromise. He further submits that statement of Santosh Kanwar @ Santosh Devi who is 90 years of age and bed ridden, recorded through her power of attorney holder.

4. Learned counsel for respondent No.2 submits that she is the only victim and she has no objection in case the FIR (*supra*) is quashed on behalf of all the accused persons and as per the settlement deed.



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5. Learned counsel for the petitioners has brought the demand draft of the remaining amount of Rs.1 lakh as legal costs and the same has been handed over to counsel for respondent No.2 in the Court today itself, which further shall be given to respondent No.2. Photo copy of the said demand draft has been placed on the record.

6. 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.

7. 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** 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 FIR No.0443 dated 18.10.2021 under Sections 420/120-B of IPC registered at Police Station Baldev Nagar, District Ambala (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

04.03.2025*Neha*

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