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IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRM-M-19710-2024 (O&M)

Date of Decision: 20.02.2025

PRAKSHIT @ MONTY

...Petitioner

V/S

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Veena Hooda, Advocate
for the petitioner.

Mr. Harkesh Kumar, AAG Haryana.

Ms. Manisha, Advocate for

Mr. Nikhil Mittal, Advocate for respondents No. 2 to 4.

HARPREET SINGH BRAR J. (Oral)

1. The prayer in the present petition under Section 482 Cr.P.C. is for quashing of an FIR No.54 dated 27.02.2023 (Annexure P-1) registered under Sections 323, 342, 325, 365, 506 and 34 IPC at Police Station Sadar Jhajjar, District Jhajjar Haryana and all other consequential proceedings arising therefrom, on the basis of compromise dated 20.03.2024 (Annexure P-3) entered into between the parties.

2. The following order was passed on 22.04.2024:

"The prayer in the present petition under Section 482 Cr.P.C. is for quashing of an FIR No.54 dated 27.02.2023 (Annexure P-1) registered under Sections 323, 342, 325, 365, 506 and 34 IPC at Police Station Sadar Jhajjar, District Jhajjar Haryana and all other consequential proceedings arising therefrom, on the basis of compromise dated 20.03.2024 (Annexure P-3) entered into between the parties.

The learned counsel for the petitioner submits that in order to live peacefully, parties have entered into

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compromise on 20.03.2024 (Annexure P-3), according to which, both the parties have agreed not to proceed further with the FIR in question.

Notice of motion.

Mr. Kanwar Sanjiv Kumar, Asstt. A.G., Haryana who is present in Court accepts notice on behalf of respondent No.1-State.

Mr. Nikhil Mittal, Advocate accepts notice on behalf of respondent Nos.2 to 4 and has filed his power of attorney. The same is taken on record. He does not dispute the above said compromise, which has been arrived at between the parties, according to which, complainant does not wish to press the allegations alleged in the FIR any further.

Adjourned to 18.09.2024.

Keeping in view the above, the parties are directed to appear before the trial Court/Illaq Magistrate for recording of their statement on 29.05.2024 with regard to the compromise/settlement dated 20.03.2024 (P3) by moving an appropriate application or by presenting this order The Trial Court/Illaq Magistrate is directed to submit the report on or before the next date of hearing containing the following information in a tabulated format:-

- 1. Number of persons arrayed accused in the FIR;*
- 2. Whether any accused is a proclaimed offender;*
- 3. Whether the compromise is genuine, voluntary and without any coercion or undue influence;*
- 4. Whether the accused persons are involved in any other FIR or not; and*
- 5. The statements of the complainant and all the victims/persons aggrieved shall be recorded by the Trial Court;*
- 6. The Trial Court is also directed to record the statement of the Investigating Officer so as to know how many victims/complainants are there in the FIR and all the*



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victim/complainant as well as accused are party to the compromise in question.

The petitioner shall deposit a cost of Rs.25,000/- with the Society for the Care of Blind, Sector 26, Chandigarh Account No.10506615304, IFSC Code:- SBIN0003246, MICR Code:-160002014, SBI, Phone No.9815507317, 9417579962, 0172-2793958, 2791154 on or before the date of recording of their statements and produce the receipt of the same to the Trial Court/Illaq Magistrate.”

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 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.54 dated 27.02.2023 (Annexure P-1) registered under Sections 323, 342, 325, 365, 506 and 34 IPC at Police Station Sadar Jhajjar, District Jhajjar Haryana along with all subsequent proceedings arising therefrom are quashed, qua the petitioner.

(HARPREET SINGH BRAR)
JUDGE

20.02.2025
Ajay Goswami

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