

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

2025:PHHC:067805



277

CRM-M-21035-2025 (O&M)

Date of Decision: 20.05.2025.

Shyam Sunder

....Petitioner.

Versus

State of Haryana and another

...Respondents.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr. H.N. Sahu, Advocate for the petitioner.

Mr. R.K. Singla, DAG, Haryana.

Mr. Davinder Kaliraman, Advocate and
Mr. S.S. Nain, Advocate for respondent No.2.

SUKHVINDER KAUR, J. (Oral)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (erstwhile 482 Cr.P.C.) for quashing of FIR No.677 dated 26.11.2022 under Sections 338, 285 of IPC (Section 30 of the Arms Act added and Section 285 IPC deleted later on), registered at Police Station Sector-10, Gurugram, District Gurugram, Haryana and all the subsequent proceedings arising therefrom, on the basis of compromise dated 05.04.2025 (Annexure P-2).

2. This Court vide order dated 02.05.2025 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate Ist Class, Gurugram and got their statements

recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 14.05.2025 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Reply by way of an affidavit of Shiva Arachan, HPS, Assistant Commissioner of Police, West, Gurugram filed on behalf of respondent No.1-State, is taken on record.

5. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

6. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

7. Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and others (2012) 10 SCC 303**, this petition is allowed and FIR No.677 dated 26.11.2022 under Sections 338, 285 of IPC (Section 30 of the Arms Act added and Section 285 IPC deleted later on), registered at Police Station Sector-10, Gurugram, District Gurugram, Haryana and all subsequent proceedings arising therefrom, on the basis of compromise dated 05.04.2025 (Annexure P-2) are quashed qua the petitioner.

(SUKHVINDER KAUR)
JUDGE

20.05.2025

Komal

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