

CRM-M-59818-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-59818-2024 (O&M)
Date of Decision: 30.01.2025

ROSHAN LAL AND OTHERS

...Petitioners

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Raghav Bali, Advocate
Mr. Pankaj Bali, Advocate for the petitioners.

Mr. Ramesh Kumar Ambavta, AAG Haryana.

Mr. Sikand Mehta, Advocate for respondent No. 2.

Harpreet Singh Brar, J. (Oral)

1. This petition has been filed for quashing of FIR No.68 dated 08.03.2017 under Sections 148, 149, 323, 325 & 506 IPC registered at Police Station Nissing, District Karnal (Annexure P1) and charge sheet dated 12.06.2017 (Annexure P2) along with all consequential proceedings arising therefrom, on the basis of compromise dated 13.11.2024 (Annexure P-3) arrived at between the parties.

2. The following order was passed on 29.11.2024:

“This petition has been filed for quashing of FIR No.68 dated 08.03.2017 under Sections 148, 149, 323, 325 & 506 IPC registered at Police Station Nissing, District Karnal (Annexure P1) and charge sheet dated 12.06.2017 (Annexure P2) along with all consequential proceedings arising therefrom, on the basis of compromise dated 13.11.2024 (Annexure P3) arrived at between the parties.

Notice of motion.

Mr. Gaurav Bansal, DAG, Haryana, accepts notice on behalf of respondent No.1-State and Mr. Sikand Mehta, Advocate, accepts notice on behalf of respondent No.2 and has

filed his vakalatnama. The same is taken on record. He has admitted the factum of compromise effected between the parties.

The parties are directed to appear before the trial Court/Illaqa/Duty Magistrate on 04.12.2024 or any other future date as per its convenience or on request of the parties for getting their statements recorded with regard to the compromise. The trial Court/Illaqa/Duty Magistrate shall submit the report on or before the next date of hearing. The report be forwarded to this Court specifying the following:-

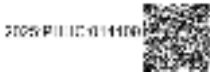
- 1. The number of accused arraigned in the FIR and how many have appeared before it and have made statements and whether any accused is absconding/proclaimed person, in the case;*
- 2. The name of the complainant and injured/aggrieved and whether all of them have appeared and made their statements in support of the compromise;*
- 3. The stage of the trial/proceedings pending;*
- 4. If, the compromise is genuine, voluntary and out of free will of the parties;*
- 5. Whether any other criminal case pending against the accused.*

Report of the trial Court/Illaqa/Duty Magistrate be awaited for 30.01.2025.”

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. Reply dated 29.01.2025 filed by learned State counsel is taken on record. Registry is directed to tag the same at the appropriate place.

5. 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 (CrI.) 1052**, this petition is



506 IPC registered at Police Station Nissing, District Karnal (Annexure P1) and charge sheet dated 12.06.2017 (Annexure P2) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

30.01.2025
Ajay Goswami

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No