

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M No. 3685 of 2024
Date of Decision: 29.02.2024

Anand and othersPetitioners

Versus

State of Haryana and othersRespondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. P.S.Punia, Advocate for
Mr. Atul Prataap Dhankhar, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. Aryavart, Advocate for
Mr. Abhiraj Singh Baweja, Advocate for respondents No. 2 to 4.

HARPREET SINGH BRAR, J.(ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.329 dated 28.09.2023 under Sections 148/149/323/325/506 of IPC (Section 325 of IPC added later on during investigation) registered at Police Station Civil Line, Sonipat, District Sonipat (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 16.12.2023 (Annexure P-2)

2. The following order was passed on 23.01.2024:

"This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.329 dated 28.09.2023 under Sections 148/149/323/325/506 of IPC (Section 325 of IPC added later on during investigation) registered at Police Station Civil Line, Sonipat, District Sonipat (Annexure P-1) along with all subsequent proceedings arising

therefrom on the basis of compromise dated 16.12.2023 (Annexure P-2).

Notice of motion.

At this stage, on the asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Mr. Abhiraj Singh Baweja, Advocate accepts notice for respondents No.2 to 4 and files his power of attorney and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

Now the parties are directed to appear before the learned trial Court/Illaqa Magistrate within two weeks from today or any other date convenient to the trial Court/Illaqa Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaqa Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 29.02.2024.

A copy of the order be sent to learned trial Court/Illaqa Magistrate through fax for compliance.”

3. In compliance of the above 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, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834** 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.329 dated 28.09.2023 under Sections 148/149/323/325/506 of IPC (Section 325 of IPC added later on

Sonipat (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

29.02.2024

Rajeev (rvs)

(HARPREET SINGH BRAR)

JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No