



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

312

CRM-M No.60877 of 2024

DATE OF DECISION : 6th FEBRUARY, 2025

Sunil @ Dheela

.... Petitioner

Versus

State of Haryana & another

.... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

* * * *

Present : Mr. Parmod Kumar, Advocate for the petitioner.

Mr. Yuvraj Shandilya, AAG, Haryana.

Ms. Madhuri, Parmar, Advocate for
Mr. Abhimanyu Antil, Advocate for respondent No.2.

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MANJARI NEHRU KAUL, J. (Oral)

1. The instant petition is for quashing of FIR No.0596 dated 13.12.2020 (Annexure P-1) under Sections 323, 34, 379, 506 of the Indian Penal Code and Section 3(2) (va) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015) (Section 34, 379 & 506 IPC has been deleted while challan is presented) registered at Police Station Tosham, District Bhiwani, and all consequential proceedings arising out of the same, on the basis of compromise dated 30.11.2024 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 05.12.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 07.01.2025 to get their statements recorded regarding the compromise arrived at, between them.



3. Report has since been received from learned Additional District & Sessions Judge, Bhiwani, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR *qua* the accused-petitioner is quashed.

4. The Trial Court has annexed the copy of statements of the parties, alongwith its report.

5. Learned State counsel too submits that there are no other accused other than the petitioner and respondents No.2, are the only aggrieved person in the FIR in question.

6. In view of the report received from the trial court and the principles laid down by Hon'ble the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed qua petitioner.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

6th February, 2025
'raj'

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned: Yes No

Whether Reportable: Yes No