

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-30013 of 2014

DATE OF DECISION: 06.01.2016

S.M. Bhandari and others

.....Petitioners

Versus

State of Haryana and another

.....Respondents

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. **Whether reporters of local newspaper may be allowed to see judgment? (Yes/No)**
2. **To be referred to reporters or not? (Yes/No)**
3. **Whether the judgment should be reported in the Digest? (Yes/No)**

Present:- Mr. SS Dinarpur, Advocate
for the petitioners.

Mr. B.S. Virk, DAG, Haryana.

Mr. S.S. Momi, Advocate
for the complainant.

DAYA CHAUDHARY, J.

The present petition has been filed under Section 482 Cr.P.C. by the petitioners for quashing of FIR No. 259 dated 22.8.2012 registered under Sections 406,498-A and 34 IPC at Police Station Sadar Thanesar, District Kurukshetra.

During pendency of this petition, a compromise has been arrived at between the parties and vide order dated 20.10.2015 passed by this Court, the parties were directed to appear before the trial Court for recording of their statements with regard to compromise.

In response to the said directions issued by this

Court, parties appeared before JMJC, Kurukshetra and their statements were recorded. A report in this regard along with the statements of the parties have been received, which are on record wherein factum of compromise has been affirmed. It has been mentioned in the report that the compromise effected between the parties is voluntarily and the same is as per free will without any fear or undue influence from either side. Complainant-respondent No.2 Dr. Subhash Chand Grover has specifically stated in his statement that the matter has been compromised with the accused persons and he does not want to proceed further. He has also stated that the compromise is without any pressure from either side. Separate statements of accused were also recorded, wherein also, factum of compromise has been affirmed.

A perusal of statement of the complainant as well as accused shows that the compromise has been arrived at between the parties and both the parties are not interested in continuation of the proceedings. As per statement of the accused, the compromise has been arrived at between the parties and all the terms and conditions of the same have been complied with.

Since the parties have compromised their dispute and in view of the compromise arrived at between the parties, no purpose would be served in case proceedings are continued as it would amount to wastage of precious time of the Court and the complainant is not going to support the case of the prosecution.

Accordingly, the present petition is allowed and impugned criminal proceedings arising out of FIR No. 259 dated 22.8.2012

registered under Sections 406,498-A and 34 IPC at Police Station Sadar Thanesar, District Kurukshetra as well as all subsequent proceedings arising therefrom qua the petitioners, namely, S.M. Bhandari, Tripta Bhandari and Deepak Bhandari are hereby quashed.

January 06, 2016
pooja

(DAYA CHAUDHARY)
JUDGE