

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

**C.R.M-M No. 33725 of 2015 (O&M)
Date of Decision : 26.07.2016**

Subh Ram

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr.Mukesh Yadav, Advocate
for the petitioner.

Mr. Sandeep Vashisht, DAG, Haryana
for respondents No.1 to 4.

None for respondent No.5.

AJAY TEWARI, J. (Oral)

The present petition has been filed under Section 482
Cr.P.C. for quashing the Kalandra under Section 182 IPC dated
01.09.2015 (Annexure P-6).

Service is complete. Reply on behalf of the State has been
filed. The allegations are that the petitioner had made a false complaint

against respondent No.5.

Learned counsel for the petitioner has argued that respondent No.5 is the real nephew of the petitioner and was troubling the petitioner and infact at one stage had beaten him up. However later on because of the intervention of respectables and family members the matter was settled and in those circumstances, the matter was compromised and therefore the present case under Section 182 IPC could not be in the interest of justice. In this connection he has referred to compromise (Annexure P-7).

Learned Deputy Advocate General has stated even the contents and varacity of the compromise is a disputed question of fact.

Be that as it may, keeping in view the relationship between the parties and the facts mentioned in the compromise, I do not deem it appropriate to deny the relief claimed by the petitioner.

Consequently, this petition is allowed and the above said Kalandra and all consequential proceedings arising therefrom are quashed qua the petitioner.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

July 26, 2016

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No