

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

**CRM-M No.12978 of 2017
Date of Decision : 22.11.2017**

Ashwani

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

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

Mr. D.R. Singla, Deputy Advocate General, Haryana
for respondents No.1-State.

Mr. H.C. Walia, Advocate for
Mr. Vivek Khadwal, Advocate
for respondents No.2 and 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is an accused person in F.I.R No.632, dated 29th September 2016, under Sections 323, 324, 506, 34 of the Indian Penal Code (Section 307 of the IPC added later on) registered at Police Station Saran, District Faridabad (Annexure P-1) has prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of Ld. Judicial Magistrate First Class, Faridabad on the basis of compromise.

2. During pendency of petition, the complainant/respondents No.2 and 3 have arrived at a settlement with the accused vide Compromise Deed (Annexure P-2), which is duly signed by them. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Judicial Magistrate 1st Class, Faridabad vide report dated 10th May, 2017 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. It transpires that both the sides involved, are closely related to each other and have now decided to bury the enmity

4. Respondents No. 2 and 3 are represented by their counsel.

5. In the given circumstances and in view of the report of the Ld. Judicial Magistrate First Class, Faridabad as well as the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the complainant/respondents No.2 and 3 themselves

compromised the dispute with the petitioner/accused person.

6. In the circumstances, the present petition is allowed. F.I.R No.632, dated 29th September 2016, under Sections 323, 324, 506, 34 of the Indian Penal Code (Section 307 of the IPC added later on) registered at Police Station Saran, District Faridabad (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

November 22, 2017

Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No