

259 **IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M No. 1658 of 2017
Date of Decision: 21.09.2017**

Balbir Singh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Ms. Sunita Nambiar, Advocate,
 for the petitioner.

 Mr. Vikas Malik, D.A.G., Haryana,
 for respondent No. 1.

 None for respondents No. 2 and 3.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is an accused in F.I.R. No. 104, dated 02.12.2010, under Sections 323, 324, 452, 506, 325 and 326 of the Indian Penal Code registered at Police Station Sadar Jagadhari, District Yamuna Nagar (Annexure P-2), has prayed for quashing of F.I.R. with all subsequent proceedings pending in the Court of the Additional Sessions Judge, Jagadhri, on the basis of compromise.

[2]. During pendency of petition, the complainant has arrived at a settlement with the accused vide Panchayati Compromise (Annexure P-3),

which is duly signed by him. 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 Additional Sessions Judge, Jagadhri vide report dated 18.03.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 and 3 are not present nor they are represented by their counsel. However, they have statements on 15.03.2017, before the Additional Sessions Judge, Jagadhri, whereby they have admitted the factum of compromise out of their free will and without any pressure and deposed that they have no objection if the said F.I.R. is quashed against the accused person.

[4]. In view of the report of the Additional Sessions Judge, Jagadhri, and in view of 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 has herself compromised the dispute with the petitioner/accused person.

[5]. In the circumstances, the present petition is allowed. F.I.R. No. 104, dated 02.12.2010, under Sections 323, 324, 452, 506, 325 and 326 of the Indian Penal Code registered at Police Station Sadar Jagadhari, District Yamuna Nagar (Annexure P-2), and all consequential proceedings

arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

21.09.2017
jyoti

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No
2. Whether reportable : Yes/ No