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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 37214 of 2017
Date of Decision: 02.11.2017

Narender Kumar

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Vijay Pratap Singh, Advocate, for
Mr. Munish Mittal, Advocate,
for the petitioner.

Mr. Tanuj Sharma, A.A.G., Haryana.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is an accused in F.I.R. No. 627, dated 18.08.2015, under Sections 148, 149, 323, 324 and 506 of the Indian Penal Code, registered at Police Station Thanesar City, District Kurukshetra, (Annexure P-1), has prayed for quashing of the F.I.R. with all subsequent proceedings on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, the complainant has arrived at a settlement with the accused vide Panchayati Compromise (Annexure P-2), 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 Judicial Magistrate Ist Class, Kurukshetra, vide

report dated 16.10.2017, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 is not present nor he is represented by his counsel. However, he has made a statement on 13.10.2017, before the Judicial Magistrate Ist Class, Kurukshetra, whereby he has admitted the factum of compromise with the accused person voluntarily and without any pressure or coercion.

[4]. In view of the report of the Judicial Magistrate Ist Class, Kurukshetra, 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 himself compromised the dispute with the petitioner/accused person.

[5]. In the circumstances, the present petition is allowed. F.I.R. No. 627, dated 18.08.2015, under Sections 148, 149, 323, 324 and 506 of the Indian Penal Code, registered at Police Station Thanesar City, District Kurukshetra, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

02.11.2017

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No