

CRM-M No.5764 of 2018

Date of Decision : 21.05.2018

Surinder Lal Makkar and another

.....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA**Present:** Mr. Parminder Walia, Advocate
for the petitioners.Mr. Sandeep Vashisht, DAG, Haryana
for respondent No.1-StateMr. Abhinav Aggarwal, Advocate
for the complainant/respondent No.2.**SUDIP AHLUWALIA, J. (ORAL)**

In this petition, the petitioners, who are the accused persons in F.I.R No.24, dated 21.01.2016, under Sections 406, 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code (for short "IPC"), registered at Police Station Sector 5, District Panchkula (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise.

2. Now the complainant has arrived at a settlement with the accused/s vide Compromise Deed (Annexure P-4), which is duly signed by her. 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 Ld. Additional Chief Judicial Magistrate, Panchkula, vide report dated 03.04.2018 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No. 2 is represented by her counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Additional Chief Judicial Magistrate, Panchkula, 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 petitioners/accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.24, dated 21.01.2016, under Sections 406, 420, 465, 467, 468, 471 and 120-B of IPC, registered at Police Station Sector 5, District Panchkula (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

(SUDIP AHLUWALIA)
JUDGE

21.05.2018

Neha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No