

CRM-M No.6694 of 2018

Date of Decision : 21.05.2018

Shikha Sharma and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA**Present:** Mr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Pratham Sethi, Advocate
for the petitioners.Mr. Manish Bansal, DAG Haryana and
Mr. Sandeep Vashisht, DAG, Haryana
for respondent No.1-State.Mr. Narender Singh, Advocate
for the complainant/respondent No.2.Mr. Sudhir Theari, Advocate
for respondent No.3.**SUDIP AHLUWALIA, J. (ORAL)**

Reply by way of affidavit of Adarshdeep Singh, HPS, Assistant Commissioner of Police, Crime Panchkula on behalf of respondent No.1-State has been filed in the Court today and the same is taken on record.

In this petition, the petitioners, who are the accused persons in F.I.R No.0055, dated 06.10.2015, under Sections 120-B, 406, 409, 420, 465, 467, 468, 471, 473 and 474 of the Indian Penal Code (for short "IPC"), registered at Police Station Mansa Devi Complex, Sector 5, Panchkula District Haryana (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/Settlement Deed (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 Ld. Judicial Magistrate 1st Class, Panchkula, vide report dated 11.04.2018 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 represented by their counsel who do not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate 1st Class, 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/respondent No.2 and respondent No.3 have themselves compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.0055, dated 06.10.2015, under Sections 120-B, 406, 409, 420, 465, 467, 468, 471, 473 and 474 of IPC, registered at Police Station Mansa Devi Complex, Sector 5, Panchkula District Haryana (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