

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

CRM-M No.5921 of 2019

Date of Decision : 05.03.2020

Kritika Tripathy

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Arjun Sheoran, Advocate
for the petitioner.

Mr. Navdeep Singh, Asstt. Advocate General, Haryana
for respondent No.1/State.

Mr. Rohit Sud, Advocate
for respondent No.2

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in F.I.R No.684, dated 05.09.2016, under Section 408 of the Indian Penal Code (for short, 'the IPC'), registered at Police Station Sector 29, Gurugram, Haryana (Annexure P-2), has prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise.

2. Now the complainant/respondent No.2 has arrived at a settlement with the accused vide Compromise Deed (Annexure P-2), which is duly signed by its Authorized Representative. 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. Chief Judicial Magistrate, Gurugram, vide report dated 28.02.2019

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

3. Respondents No. 2 is represented by its Counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Chief Judicial Magistrate, Gurugram, 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 itself compromised the dispute with the petitioner/accused.

5. In the circumstances, the present petition is allowed. F.I.R No.684, dated 05.09.2016, under Section 408 of the IPC, registered at Police Station Sector 29, Gurugram, Haryana (Annexure P-2), with all consequential proceedings arising therefrom, is hereby quashed *qua* the petitioner.

March 05, 2020

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No