

CRM-M-30528-2020

Date of Decision : 22.02.2021

Rubina Khan and another

..... Petitioners

Versus

State of Haryana and another

.... Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Hardial Singh Bath, Advocate
for the petitioners.

Mr. Vishal Malik, D.A.G. Haryana.

Ms. Monu Khan, Advocate,
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No.0328, dated 03.09.2019 under Sections 406/420 IPC, registered at Police Station Pinjore, District Panckhula (Annexure P-2), 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 persons vide Compromise (Annexure P-3), which is duly signed by them. 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. Illaqa Magistrate/Sub-Divisional Judicial Magistrate, Kalka, vide report dated 04.02.2021 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 his Counsel through Video Conferencing, who does not dispute the compromise.

4. In view of the report of the Ld. Illaqa Magistrate/Sub-Divisional Judicial Magistrate, Kalka, 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 complainants have themselves compromised the dispute with the petitioners.

5. In the circumstances, the present petition is allowed. F.I.R No.0328, dated 03.09.2019 under Sections 406/420 IPC, registered at Police Station Pinjore, District Panckhula (Annexure P-2), and all consequential proceedings arising therefrom, are hereby quashed *qua* the petitioners.

22.02.2021

Jitesh (JTS)

**(SUDIP AHLUWALIA)
JUDGE**

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