

CRM-M No.40533 of 2020

Date of Decision : 07.04.2021

Deepak @ Dulichand

.....Petitioner

Versus

State of Haryana & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIAPresent : Mr. Yashveer Kharb, Advocate
for the petitioner.

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

Mr. Munish Garg, Advocate
for respondent No.2.**SUDIP AHLUWALIA, J. (ORAL)**

In this petition, the petitioner, who is accused in FIR No.341, dated 21.10.2020 under Section 24 of Immigration Act, 1983 and Section 406, 420 of the IPC, 1860 registered at Police Station Murthal, District Sonipat (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. With the intervention of respectables and elderly people of the society, the complainant has arrived at settlement with the accused/petitioner vide Affidavit (Annexure P-2). 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, Sonapat, vide report dated 19.01.2021 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 who does not

dispute the factum of compromise.

4. In view of the report of the Ld. Chief Judicial Magistrate, Sonapat, 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 Respondent No.2 has himself compromised the dispute with the accused/petitioner.

5. In the circumstances, the present petition is allowed. FIR No.341, dated 21.10.2020 under Section 24 of Immigration Act, 1983 and Section 406, 420 of the IPC, 1860 registered at Police Station Murthal, District Sonipat (Annexure P-1), and all other consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

07.04.2021

Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No