

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

259

CRM-M-9819-2021

Date of Decision:21.09.2022

Shikha Sharma

.....Petitioner

Vs

State of Haryana and another

....Respondents

CORAM : HON'BLE MS.JUSTICE NIDHI GUPTA

Present: Mr. Rameshwar Singh, Advocate,
for the petitioner.

Mr. Amrik Narwal, DAG, Haryana.

Mr. Sahil Vashisht, Advocate,
for respondent no.2.

NIDHI GUPTA, J. (Oral)

The present petition was filed by the petitioner under Sections 482 Cr.PC for quashing of FIR No.337 dated 18.09.2016 under Sections 294, 323, 452 and 506 of the IPC, Police Station Farakpur, District Yamunanagar, alongwith all consequential proceedings arising therefrom on the basis of compromise dated 04.02.2021 (Annexure P-2) effected between the parties.

Pursuant to the order dated 03.03.2021, the report of the learned JMIC, Yamunanagar, dated 18.03.2021, has been received.

Heard learned counsel for the parties and perused the report of the Court below.

A perusal of the report at Flag-A reveals that the learned JMIC, Yamunanagar, after recording statements of the parties, has in his report dated 18.03.2021 concluded that “the compromise arrived at

between the complainant and the accused is voluntary, without any pressure and genuine.”

In view of the compromise there is a remote possibility of the complainant(s) coming forward to support the prosecution case. The powers under Section 482 Cr.PC can be exercised in such like situation in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. The compromise in question is found to be fully in consonance with the direction issued by the Court in *Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052* and *Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543*.

In view of the aforesaid report accompanied by statements of both the parties, the FIR in question and all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

Petition stands disposed of.

September 21, 2022

dharamvir

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO