

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

CRM-M-9954-2021

Date of decision: 12.10.2022

Kailash Chand

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: None for the petitioner.

Mr. Neeraj Poswal, A.A.G., Haryana.

NAMIT KUMAR, J. (ORAL)

The instant petition has been filed by the petitioner under Section 482 Cr.P.C. for issuance of directions to the official respondents to proceed against the accused persons by proceeding with representations dated 24.02.2021 (Annexures P-3 to P-5) and representation dated 25.02.2021 (Annexure P-7).

In pursuance to issuance of notice of motion, respondents No.1 to 5 have filed status report by way of an affidavit of Sh. Narender Singh, HPS, Deputy Superintendent of Police, Narnaul, District Mahendergarh and the same is already on the record, wherein, in para 7 of the status report, it has been averred as under:-

“7. That during the verification it has been surfaced that the petitioner had leveled the false allegations against the Sandeep and Tarachand both are the residents of village Naseebpur. It is pertinent to mention here that Sandeep being the Namberdar of village Naseebpur and Tarachand being the resident of village Naseebpur had asked to the petitioner to stop the construction work on the plot because they thought that the said land is belong to the Panchayat and the petitioner want to grab the Panchayat land and due to this reason the petitioner moved an application against Sandeep and Tarachand. It is submitted that on 27.02.2021 the petitioner alongwith the alleged accused i.e. Sandeep and Tarachand reached at Police Post Mahavir Chowk, Narnaul and told that he had given an application on 24.02.2022 to SHO, PS City, Narnaul and higher officers and in that regard matter has been compromised with each other and the both parties are withdrawing their complaints

respectively. Sandeep and Tarachand would not make any kind of interfere in our construction work. Both the parties put their signature on the application which was attested by ASI Naresh Kumar (copy of the application is enclosed here with as Annexure R-1). Thereafter the enquiry officer/investigating officer made the report to SHO PS City, Narnaul to the effect that the matter has been compromised between the both parties so, the application of the both parties may be consigned to record room. Now the misunderstanding of the both parties has been removed and the matter has been compromised. Hence, no action is called for in the present case and the present petition of the petitioner is liable to be dismissed being in-fractious.”

The learned State counsel submits that vide Annexure R-1 dated 27.02.2021, the petitioner has submitted that since the matter has been compromised and both the parties are withdrawing their complaints respectively, the present petition has been rendered infructuous.

In view of the above, the present petition has become infructuous and the same is disposed off accordingly.

12.10.2022
Neha

(NAMIT KUMAR)
JUDGE

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