

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

CRM-M-45753-2021 (O&M)

Date of decision: 5.5.2022

Naresh Goel and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Lalit Kumar, Advocate, for
Mr. Yash Dev Kaushik, Advocate, for the petitioners.

Ms. Harpreet Kaur, AAG, Haryana.

Mr. Mukesh Yadav, Advocate, for respondent No.2.

KARAMJIT SINGH, J. (Oral)

CRM-15495-2022

Present application has been filed for preponing the date of
hearing in the main case.

Notice of the application.

Ms. Harpreet Kaur, AAG, Haryana, accepts notice on behalf of
the State and pleaded no objection if the present application is allowed.

In view of above, the present application is allowed and the
main case is taken on board today itself.

Main case

Prayer in this petition is for quashing of FIR No.323 dated
25.12.2018 registered under Sections 406, 420 IPC at Police Station
Bhupani, District Faridabad on the basis of compromise dated
12.3.2020/13.3.2021 (Annexure P-2).

The above stated FIR was registered on the basis of the

complaint lodged by respondent No.2-Satish Goel against the petitioners.

On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.

During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of the all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

In compliance thereof, report from the Court of Judicial Magistrate, 1st Class, Faridabad along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

I have heard learned counsel for the parties.

Learned counsel for the petitioners and for respondent No.2 are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.

In view of above, nothing remains to be adjudicated further in the present case. Thus, continuation of the criminal proceedings between the parties would be a futile exercise and sheer wastage of time of the Court and thus, amount to abuse of process of law.

For the reasons aforestated and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh v. State of Punjab and**

in **Kulwinder Singh and others v. State of Punjab and another**, 2007(3) RCR (Criminal) 1052, this petition is allowed and FIR No.323 dated 25.12.2018 registered under Sections 406, 420 IPC at Police Station Bhupani, District Faridabad and all the subsequent proceedings are hereby quashed qua the petitioners.

(**KARAMJIT SINGH**)
JUDGE

May 5, 2022

Paritosh Kumar

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No