IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-18308-2023
Date of decision: 01.08.2023

BALWAN SINGH

….Petitioner.

Versus

STATE OF HARYANA AND ANOTHER ....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Vivek, Advocate for
Mr. Kushagra Beniwal, Advocate for the petitioner.

Ms. Gaganpreet Kaur, DAG, Haryana.

Mr. Mohit Saini, Advocate for
Mr. Saurabh Chobey, Advocate for respondent No.2.

SANJIV BERRY, J. (ORAL)

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 0262 dated 25.06.2020, under Section 420 of IPC, registered at Police Station Kurukshetra University, District Kurukshetra, Haryana (Annexure P-1) and all consequential proceedings arising there from on the basis of compromise (Annexure P-2) executed between the parties.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed (Annexure P-2), 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. Judicial Magistrate Ist Class, Kurukshetra, vide report dated 03.07.2023, has apprised

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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 and does not oppose the compromise.

4. In view of the report of the Judicial Magistrate Ist Class, Kurukshetra, 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 has himself compromised the dispute with the petitioners/ accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 0262 dated 25.06.2020, under Section 420 of IPC, registered at Police Station Kurukshetra University, District Kurukshetra, Haryana (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner subject to cost of Rs.5,000/- to be paid by the petitioner within a period of seven days from today. The cost shall be deposited in the following account: -

Account Name-Punjab and Haryana High Court Bar Association Lawyer's Family Welfare Fund
Account No. 41564846387
Bank Name-SBI High Court Branch.

(SANJIV BERRY)
JUDGE

01.08.2023
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i) Whether speaking/reasoned? Yes/No
ii) Whether reportable? Yes/No

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