

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

CRM-M-27045-2023

Date of Decision: 16.08.2023

RAJESH KUMAR

...Petitioner

Vs.

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Aditya Yadav, Advocate for the petitioner.

Ms. Gaganpreet Kaur, DAG, Haryana.

Ms. Arpit Gaur, Advocate for the complainant.

SANJIV BERRY, J. (Oral)

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 339 dated 22.11.2022 under Sections 323, 325 & 506, IPC, registered at Police Station Sadar Kanina, District Mahendergarh (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 7.02.2023 (Annexure P-2) executed between the parties.

[2]. The parties have arrived at a settlement vide compromise/affidavit dated 07.02.2023 (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. The Sub Divisional Judicial Magistrate, Kanina, vide report dated 15.07.2023, 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 the counsel and do not oppose the compromise.

[4]. In view of the report of the Sub Divisional Judicial Magistrate, Kanina, 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 complainant has himself compromised the dispute with the petitioner.

[5]. In the circumstances, the present petition is allowed. FIR No. 339 dated 22.11.2022 under Sections 323, 325 & 506, IPC, registered at Police Station Sadar Kanina, District Mahendergarh(Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioner.

(SANJIV BERRY)
(JUDGE)

16.08.2023

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