

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

CRM-M-28858-2023

Date of decision: 25.07.2023

Preeti Saroha

....Petitioner.

Versus

State of Haryana and another

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Nikhil Kaushik, Advocate, for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Gurminder Singh Phull, Advocate,
for respondent No. 2.

.....

SANJIV BERRY, J.

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 0170 dated 28.07.2022, under Sections 279 and 337 IPC, registered at Police Station Udyog Vihar Phase-I, Gurugram (Annexure P-1), and all consequential proceedings arising therefrom on the basis of compromise dated 15.05.2023 (Annexure P-2) executed between the parties and affidavit of respondent No. 2 dated 31.08.2022 (Annexure P-3).

[2]. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 15.05.2023 (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 Judicial Magistrate Ist Class, Gurugram, vide report dated 05.07.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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[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, Gurugram, 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/accused person.

[5]. In the circumstances, the present petition is allowed. FIR No. 0170 dated 28.07.2022, under Sections 279 and 337 IPC, registered at Police Station Udyog Vihar Phase-I, Gurugram (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed qua the present petitioner, on the basis of compromise dated 15.05.2023 (Annexure P-2) executed between the parties and affidavit of respondent No. 2 dated 31.08.2022 (Annexure P-3).

(SANJIV BERRY)
JUDGE

25.07.2023
preeti

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