

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

**CRM-M-37836-2022 (O&M) and
CRM-M-41602-2022 (O&M)
Date of Decision: 15.05.2023**

(I) CRM-M-37836-2022 (O&M)

VYOM JAYASWAL

...Petitioner

Vs.

STATE OF HARYANA AND ANOTHER

...Respondents

(II) CRM-M-41602-2022 (O&M)

NEETIKA MEHNDIRATTA

...Petitioner

Vs.

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Saifuddin Shams, Advocate and
Mr. Shabnam Shams, Advocate
for the petitioner in CRM-M-37836-2022.

Mr. Meenakshi Bali, Advocate for
Mr. G.C. Shahpuri, Advocate for the petitioner
in CRM-M-41602-2022

Mr. Vishal Malik, DAG, Haryana.

SANJIV BERRY, J. (Oral)

This is a petition filed under Section 482 of the Code of
Criminal Procedure, 1973, for quashing of FIR No. 655/2022 dated
06.08.2022 registered under Sections 406, 420, 506 IPC registered at Police

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Station, Yamuna Nagar City, District Yamuna Nagar (Annexure P-1).

2. On the previous date of hearing, following order had been passed:

“It is submitted by learned counsel for the petitioner that a demand draft amounting to Rs. 75,000/- dated 07.10.2022 had been deposited in pursuance to the order dated 25.08.2022 of this Court with District Legal Services Authority, Yamunanagar and it is reported to have been encashed by the said authority. He further submits that this demand draft was deposited as per the order just to show the bonafide of the petitioner for effecting the compromise.

Learned counsel for the petitioner further submits that although settlement was not effected in the District Legal Services Authority, Yamunagar, but later on the parties have entered into settlement with the intervention of the Mediation and Conciliation Centre, Punjab and Haryana High Court, Chandigarh.

It is further submitted that the learned counsel for respondent No.2 is not well today, so short adjournment is requested.

List on 15.05.2023.”

[2]. Learned counsel for the petitioner submits that the parties have compromised the matter before the Mediation and Conciliation Centre of this Court. In this regard, he has also submitted the report of the Mediation and Conciliation Centre dated 24.02.2023. The same is taken on record and

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marked as Annexure R-1.

[4]. In view of the report of the Medication and Conciliation Centre of this Court 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 petitioners.

[5]. In the circumstances, the present petition is allowed. FIR No. 655/2022 dated 06.08.2022 registered under Sections 406, 420, 506 IPC registered at Police Station, Yamuna Nagar City, District Yamuna Nagar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioners.

6. An amount of Rs.75,000/- deposited by way of bank draft dated 07.10.2022 with the Secretary, District Legal Services Authority, Yamuna Nagar, by the petitioner Vyom Jayaswal in CRM-M-37836-2022 shall be refunded back to the petitioner in accordance with law on moving an appropriate application before the competent authority.

(SANJIV BERRY)
(JUDGE)

15.05.2023

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