

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

CRM-M-43328-2021

Date of Decision: 24.07.2023

AJAY PAL SINGH

...Petitioner

Vs.

STATE OF HARYANA AND ANR

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Naveen S. Attri, Advocate for
Mr. Rakesh Gupta, Advocate for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

Ms. Usha Rani, 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. 31 dated 09.05.2016 under Section 384 IPC, 1860, registered at Police Station Jhansa, District Kurukshetra (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 26.07.2021 (Annexure P-2) executed between the parties.

[2]. The parties have arrived at a settlement vide compromise dated 26.07.201 (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, 1st Class, Kurukshetra, vide report dated 13.06.2023, 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 Judicial Magistrate, 1st 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 complainant has himself compromised the dispute with the petitioner.

[5]. In the circumstances, the present petition is allowed. FIR No. 31 dated 09.05.2016 under Section 384 IPC, 1860, registered at Police Station Jhansa, District Kurukshetra (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioner.

(SANJIV BERRY)
(JUDGE)

24.07.2023

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