

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-36894-2023
Date of decision: 03.10.2023

LALJIT SINGH AND ANR

....Petitioners

Versus

STATE OF HARYANA AND ANR

....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Kamal Jindal , Advocate
for the petitioners.

Ms. Gaganpreet Kaur, DAG, Haryana.

Mr. Hanspal Virk, Advocate
for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 30.05.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
41	22.01.2018	Under Sections 323, 34, 452, 506 IPC	P.S. City, Mandi, Dabwali, District Sirsa.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 30.05.2023 (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. As per the report of learned Sub Divisional Judicial Magistrate Ist Class, the petitioners had deposited cost of Rs.10,000/- in compliance of the order dated 12.09.2023.

3. Learned Sub Divisional Judicial Magistrate, Dabwali vide report dated 22.09.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. Respondent No. 2 is represented by his counsel and does not oppose the compromise.

5. In view of the report of the Sub Divisional Judicial Magistrate, Dabwali, 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 persons.

6. In the circumstances, the present petition is allowed. FIR No. 41, dated 22.01.2018 (Annexure P-1), under Sections 323, 34, 452, 506 IPC, registered at P.S. City Mandi Dabwali, District Sirsa (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

03.10.2023

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