

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

CRM-M-37505-2023

Date of decision: 17.08.2023

Sanjay Kumar and others

....Petitioners.

Versus

State of Haryana and others

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Himanshu Garg, Advocate,
for Mr. Aditya Sanghi, Advocate,
for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Saurabh Sharma, Advocate,
for respondents No. 2 to 4.

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SANJIV BERRY, J.

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR 273 dated 10.12.2022 under Sections 147/149/323/342 IPC and Sections 3/12 of the Haryana Prevention of Unlawful Conversion of Religion Act, 2022, registered at Police Station Behal, District Bhiwani, Haryana, and all consequential proceedings arising therefrom on the basis of compromise dated 24.07.2023 (Annexure P-6), executed between the parties and consequent affidavits given by the victims as well as co-villagers appended with the petition as Annexures P-2 to P-5.

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[2]. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 24.07.2023 (Annexure P-6), 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. Learned SDJM, Loharu, District Bhiwani, vide report dated 09.08.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. A perusal of Annexure P-5, filed by the co-villagers, i.e. Subhash, Ravinder, Krishan (watchman), Dharampal, Govind, Sitaram, Pawan Kumar, BDC Behal, Mukesh, Deepak, it transpires that the aforesaid persons are satisfied that the matter is family squibble instead of conversion of Religion and they do not want to proceed with the FIR in question and to this effect they have filed the affidavit dated 24.07.2023 (Annexure P-5) and the complainant, who is respondent No. 1 and victims, who are respondents No. 3 and 4 are represented by their counsel and do not oppose the compromise and they have also recorded their statements to this effect.

[4]. In view of the aforesaid report of the learned SDJM, Loharu, District Bhiwani, 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,

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since the respondents have themselves compromised the dispute with the petitioners/ accused persons.

[5]. In the circumstances, the present petition is allowed. FIR No. 273 dated 10.12.2022 under Sections 147/149/323/342 IPC and Sections 3/12 of the Haryana Prevention of Unlawful Conversion of Religion Act, 2002, registered at Police Station Behal, District Bhiwani, Haryana, and all consequential proceedings arising therefrom are hereby quashed qua the present petitioners on the basis of compromise dated 24.07.2023 (Annexure P-6), executed between the parties and consequent affidavits given by the victims as well as co-villagers appended with the petition as Annexures P-2 to P-5.

(SANJIV BERRY)
JUDGE

17.08.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |