

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-45310-2023
Date of decision: 04.10.2023

SANJAY KUMARPetitioner

Versus

STATE OF HARYANA AND ANRRespondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Vimal Kumar Gupta, Advocate with
Mr. Sahil Goyal, Advocate
for the petitioner.

Mr. Vishal Malik, DAG, Haryana.

M/s Palkin, Advocate for
Mr. Arjun Dhingra, 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, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 25.04.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
161	26.04.2022	Under Sections 120-B, 406, 419 420, 467, 468, 471, 506 IPC	Police Station Gandhi Nagar, Yamuna Nagar, District Yamuna Nagar, Haryana

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated

25.04.2023 (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. It is further reported that the petitioner has deposited the amount of Rs.5,000/- in pursuance to the order dated 12.09.2023.

3. Learned Judicial Magistrate First Class, Yamuna Nagar at Jagadhri vide report dated 30.09.2023, 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 Judicial Magistrate First Class, Yamuna Nagar at Jagadhri, 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. 161, dated 26.04.2022 (Annexure P-1), under Sections 120-B, 406, 419, 420, 467, 468, 471, 506 IPC registered at P.S. Gandhi Nagar, Yamuna Nagar

District Yamuna Nagar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

04.10.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |