

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-48212-2023
DECIDED ON: 14.12.2023

PRIYANKA BHATEJA

.....PETITIONER

VERSUS

THE STATE OF HARYANA AND ANOTHER
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. Lakhwinder Singh Lakhanpal, Advocate
for the petitioner.

Mr. Vishal Malik, DAG, Haryana.

SANJIV BERRY, J (ORAL)

Ms. Amarjeet Kaur, Advocate, has filed her power of attorney in Court today, on behalf of the respondent No.2. The same is taken on record.

2. 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/settlement dated 06.07.2023 (Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
0027	26.01.2023	323, 379, 427, 506 of IPC	Agroha, District Hisar

3. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 06.07.2023 (Annexure P-3), 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 learned Judicial Magistrate 1st Class, Hisar vide report dated 06.12.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. Learned counsel for the petitioner has also placed on record the copy of the receipt vide which the cost was deposited in compliance to the order dated 16.11.2023.

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

5. In view of the aforesaid report of the learned Judicial Magistrate 1st Class, Hisar 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 person.

6. In the circumstances, the present petition is allowed. FIR No.0027 dated 26.01.2023, under Sections 323, 379, 427, 506 of IPC registered at Police Station Agroha, District Hisar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

14.12.2023

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(SANJIV BERRY)
JUDGE

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