

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51491-2023
DECIDED ON: 06.11.2023

NARESH KUMAR AND OTHERS
.....PETITIONERS

VERSUS

STATE OF HARYANA AND OTHERS
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. Sandeep, Advocate for
Mr. Namit Khurana, Advocate
for the petitioners.

Mr. Surinder Singh, Asst. AG, Haryana.

Mr. Bakul Garg, Advocate for
Mr. Mohit Kumar, Advocate
for the respondents No.2 and 3.

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/settlement dated 04.10.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
236	21.09.2023	148, 149, 323, 379, 506 IPC	Sadhaura, District Yamuna Nagar

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 04.10.2023 (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. The learned Judicial Magistrate 1st Class, Sub Division, Bilaspur vide report dated 04.11.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No.2 and 3 are represented by their counsel and do not oppose the compromise.

4. In view of the aforesaid report of the learned Judicial Magistrate 1st Class, Sub Division, Bilaspur 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 petitioners/ accused persons.

5. In the circumstances, the present petition is allowed. FIR No.236 dated 21.09.2023, under Sections 148, 149, 323, 379, 506 of IPC registered at Police Station Sadhaura, District Yamuna Nagar (Annexure P-1) and all consequential proceedings arising therefrom,

are hereby quashed on the basis of compromise qua the present petitioners.

06.11.2023

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(SANJIV BERRY)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>