

**255 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**Neutral Citation No. 2023:PHHC:043446
CRM-M-2246-2023
Date of Decision: March 23, 2023**

Jai Singh @ Bittu and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Punit Malik, Advocate for the petitioners.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Manish Dhankhar, Advocate for respondent Nos.2 & 3.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of Complaint No.171 dated 01.05.2015, under Sections 148, 149, 323, 452, 506 and 120-B of IPC pending before learned Judicial Magistrate 1st Class, Karnal and summoning order dated 10.12.2015 (Annexure P-2) and all the consequential proceedings arising therefrom qua the petitioners on the basis of compromise dated 18.03.2020 (Annexure P-4).

This Court vide order dated 18.01.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties had appeared before learned Judicial Magistrate 1st Class, Karnal and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 14.03.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Respondent Nos.2 and 3, namely Devi Dayal and Sheela respectively had made their statements with regard to compromise before learned Magistrate on 28.02.2023.

Learned State counsel as well as learned counsel for respondent Nos.2 and 3 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant complaint following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and Complaint No.171 dated 01.05.2015, under Sections 148, 149, 323, 452, 506 and 120-B of IPC pending before learned Judicial Magistrate 1st Class, Karnal and summoning order dated 10.12.2015 (Annexure P-2) and all the consequential proceedings arising therefrom qua the petitioners on the basis of compromise dated 18.03.2020 (Annexure P-4), are hereby quashed.

March 23, 2023

sarita

(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No