

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

CRM(M) No. 362/2021

c/w

CRM(M) No. 475/2020

CRM(M) No. 386/2021

CRM(M) No. 595/2023

Lal Hussain and Anr.

Through: Mr. J. P. Singh, Advocate
Mr. Mohd Latif Malik, Advocate
Mr. Rajiv K. Sangotra, Advocate

Vs.

UT of J&K and others.

Through: Ms. Shazia Asaf, Advocate vice
Mr. P. D. Singh, Dy. AG.

CORAM: HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER (ORAL)

03.06.2024

CRM(M) No. 362/2021

01. In this petition the petitioners have sought quashing of the FIR No. 448/2020 dated 14.12.2020 registered with Police Station, Nagrota Jammu for commission of offences under sections 452, 427, 323, 147, 148 IPC at the instance of respondent. 3.

02. During pendency of this petition, the parties have entered into a compromise and have also placed on record the compromise deed dated 17.07.2023 executed between the petitioners and respondent No. 3.

03. This Court vide order dated 15.09.2023 directed the parties to get their statements recorded before the Registrar Judicial. The statements of petitioners and respondent No. 3 were recorded on 13.09.2023, wherein they have admitted settlement of the all disputes and issues against each other. The

respondent No. 3/complainant in his statement has stated that he has no objection in case this Court quashes FIR No. 448/2020 dated 14.12.2020 registered with Police Station, Nagrota for commission of offences under sections 452, 427, 323, 147, 148 IPC.

04. Heard and considered.

05. After having gone through the record and the statements made by the parties, this Court is of the considered view that once the parties have settled the dispute amicably, the investigation in the impugned FIR shall be nothing but an exercise in futility.

06. In view of the above, this petition is allowed and FIR No. 448/2020 dated 14.12.2020 registered with Police Station, Nagrota Jammu for commission of offences under sections 452, 427, 323, 147, 148 IPC is quashed to the extent of the petitioners only.

07. Disposed of.

CRM(M) No. 595/2023

08. In this petition the petitioners have sought quashing of the FIR No. 0447/2020 dated 14.12.2020 registered with Police Station, Nagrota Jammu for commission of offences under sections 382, 379, 323, 147, 148 IPC at the instance of respondent. 4.

09. During pendency of this petition, the parties have entered into a compromise and have also placed on record the compromise deed dated 02.06.2023 executed between the petitioners and respondent No. 4.

10. This Court vide order dated 15.09.2023 directed the parties to get their statements recorded before the Registrar Judicial. The statements of petitioners and respondent No. 4 were recorded on 14.09.2023, wherein they have admitted filing of compromise deed and settlement of the all disputes and

CRM(M) No. 362/2021
a/w connected matters.

issues against each other. The respondent No. 4/complainant in his statement has stated that he has no objection in case this Court quashes FIR No. 447/2020 dated 14.12.2020 registered with Police Station, Nagrota for commission of offences under sections 382, 379, 323, 147, 148 IPC.

11. Heard and considered.

12. After having gone through the record and the statements made by the parties, this Court is of the considered view that once the parties have settled the dispute amicably, the investigation in the impugned FIR shall be nothing but an exercise in futility.

13. In view of the above, this petition is allowed and FIR No. 447/2020 dated 14.12.2020 registered with Police Station, Nagrota Jammu for commission of offences under sections 382, 379, 323, 147, 148 IPC is quashed to the extent of the petitioners only.

14. Disposed of.

CRM (M) No. 386/2021

15. Issue notice to respondent No. 3, to be served through SHO concerned.

16. List on 26.07.2024.

CRM(M) No. 475/2020

17. Objections stand filed by respondent No. 2.

18. Let status report be filed on behalf of respondent Nos. 1 & 2 before the next date of hearing.

19. List as above.

(RAJNESH OSWAL)
JUDGE

Jammu
03 .06.2024
Karam Chand/Secy.