

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

319

CRM-M-8071-2024 (O&M)
Date of decision: 21.02.2024

SUMIT SHOERAN AND ANR.

....Petitioner(s)

Versus

STATE OF HARYANA AND ANOTHER

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Amit Khatkar, Advocate for the petitioners.

Mr. Surender Singh, AAG Haryana.

Mr. Dev Vart, Advocate for
Mr. Raman Kaswan, 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, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/settlement dated 09.02.2024 (Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
483	22.10.2021	323, 34, 342 and 506 IPC; (365 and 367 IPC added later on)	Tosham, Bhiwani

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 09.02.2024 (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 Additional District & Sessions Judge, Bhiwani vide report dated

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19.02.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

4. In view of the aforesaid report of the learned Additional District & Sessions Judge, Bhiwani 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 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.483 dated 22.10.2021, under Sections 323, 34, 342 and 506 IPC (365 and 367 IPC added later on) registered at Police Station Tosham, Bhiwani (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

21.02.2024
S.Sharma(syr)

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/ No