

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

266

CRM-M-12040-2024 (O&M)
Date of Decision:- 29.05.2024

VIJAY KUMAR

....Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Sunil Kumar Tandon, Advocate
for the petitioner (appearing through VC).

Mr. Ramender Singh Chauhan, AAG Haryana.

Mr. Akash Juneja, Advocate for respondent Nos.2 and 3.

SANJIV BERRY, J. (ORAL)

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 (Annexure P-2) executed between the parties.

Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
490	30.11.2023	323 and 506 IPC	Gandhi Nagar, 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 (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 First Class, Yamuna Nagar at Jagadhri vide report dated 22.04.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent Nos.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 First Class, Yamuna Nagar at Jagadhri 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.490 dated 30.11.2023 under Sections 323 and 506 of IPC registered at Police Station Gandhi Nagar, District Yamuna Nagar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

29.05.2024
S.Sharma(syr)

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |