

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-14986-2024
Date of decision: 26.04.2024

NEELAM....Petitioner

Versus

STATE OF HARYANA AND OTHERS....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Mukesh Yadav, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Mr. M.S. Kathuria, Advocate for
Mr. Deepak Goyal, Advocate
for 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, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 07.03.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
456	12.08.2023	323 and 506 of IPC	Pataudi, District Gurugram.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed/affidavit dated 07.03.2024 (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. As per report of learned

trial Court, costs of Rs. 6,000/- has been deposited in compliance of the order dated 22.03.2024.

3. Sub Divisional Judicial Magistrate, Pataudi, Gurugram, vide report dated 05.04.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

5. In view of the report of the Sub Divisional Judicial Magistrate, Pataudi, Gurugram, 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 petitioner/ accused person.

6. In the circumstances, the present petition is allowed. FIR No. 456 dated 12.08.2023, under Sections 323 and 506 of IPC, registered at Police Station Pataudi, District Gurugram (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

26.04.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |