

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-19745-2023
Date of decision: 06.03.2024

GURDEV SINGHPetitioner

Versus

STATE OF HARYANA AND OTHERSRespondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Yuvraj Rathore, Advocate for
Mr. K.S. Cheema, Advocate for the petitioner.

Mr. Aashish Bishnoi, DAG, Haryana.

Mr. Mohit Kumar, Advocate for
Mr. Randeep Singh, Advocate
for respondents No.2 to 5.

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 08.02.2023 (Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
366	28.09.2022	307, 324, 452, 506 and 120-B of IPC and Section 27 of Arms Act, 1959.	Nissing, Karnal.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed/affidavit dated 08.02.2023 (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. Additional District and Sessions Judge, Karnal, vide report dated 15.05.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 to 5 is represented by their counsel and do not oppose the compromise.

4. In view of the report of the Additional District and Sessions Judge, Karnal, 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.

5. In the circumstances, the present petition is allowed. FIR No. 366 dated 28.09.2022, under Sections 307, 324, 452, 506 and 120-B of IPC and Section 27 of Arms Act, 1959, registered at Police Station Nissing, Karnal (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

06.03.2024

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i) Whether speaking/reasoned? Yes/No

ii) Whether reportable? Yes/No