

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-22617-2024
Date of decision: 03.07.2024

HEMANT SHARMA AND ANRPetitioners

Versus

STATE OF HARYANA AND ANRRespondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Mohan Singh Chauhan, Advocate for the petitioners.

Mr. Surender Singh, AAG, Haryana.

Mr. Malkiat S. Hundal, Advocate for
Mr. Nitin Sharma, Advocate for the respondent No.2.

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By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR (Annexure P-1/T) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 04.03.2024 (Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
429	18.11.2023	379-A and Section 201 of IPC added later on.	Butana, District Karnal, Haryana.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed/affidavit dated 04.03.2024 (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. Additional District and



Sessions Judge, Karnal vide report dated 01.06.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. In compliance to the order dated 18.05.2024, an amount of Rs.10,000/- has been deposited with the Poor Patients Welfare Fund of the PGIMER, Chandigarh and receipt thereof is annexed with the report.

3. Respondent No. 2 is represented by his counsel and does 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 petitioners/accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 429 dated 18.11.2023, under Sections 379-A and Section 201 IPC added later on registered at Police Station Butana, District Karnal, Haryana. (Annexure P-1/T) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

03.07.2024
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(SANJIV BERRY)
JUDGE

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