

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-23919-2024
Date of decision: 30.05.2024

KRISHAN THAKRAN....Petitioner

Versus

STATE OF HARYANA AND ANOTHER....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Anand Kumar Bishnoi, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Mr. Abhishek Sobti, Advocate for respondent No.2.

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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 04.05.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
305	25.04.2024	365 IPC	Gurgaon Sadar, 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 04.05.2024 (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. Additional Chief Judicial Magistrate, Gurugram, vide report dated 22.05.2024, has apprised this

Court that the compromise arrived at between the parties is genuine and without any pressure. In compliance to the order dated 13.05.2024, an amount of Rs.10,000/- has been deposited with the Poor Patients Welfare Fund, 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 Chief Judicial Magistrate, 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 petitioners/ accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 305 dated 25.04.2024, under Section 365 of IPC, registered at Police Station Gurgaon Sadar, District Gurugram (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

30.05.2024
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(SANJIV BERRY)
JUDGE

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