



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-32313-2024
Date of decision: 16.12.2024

AVINASH CHOUDHARY AND ANOTHERPETITIONERS

VERSUS

STATE OF HARYANA AND ANOTHER ...RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Anshul Sharma, Advocate for the petitioners.

Mr. Ramender Singh Chauhan, AAG, Haryana.

Mr. S.S. Thakur, Advocate and
Ms. Pragti Kumari, Advocate
for respondent No.2.

SANJIV BERRY, J. (ORAL)

Reply dated 09.12.2024 in the form of an affidavit of Assistant Commissioner of Police, Sadar, Gurugram, has been filed. The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. By way of present petition filed under Section 482 of Cr.P.C., petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 14.06.2024 (Annexure P-2) executed between the parties. Details of the FIR (Annexure P-1) are as follows:

FIR No.	Dated	Sections	Police Station
371	21.05.2024	365 of IPC	Gurgaon Sadar, District Gurugram.

3. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 14.06.2024 (Annexure P-2), which is duly signed by them. The matter was



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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. Learned Additional Chief Judicial Magistrate, Gurugam, vide report dated 22.07.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. Respondent No. 2 is represented by his counsel and does not oppose the compromise.

5. In view of the report of the learned Additional Chief Judicial Magistrate, Gurugam, 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.

6. In the circumstances, the present petition is allowed. FIR No. 371 dated 21.05.2024 under Sections 365 of IPC, registered at Police Station Gurgaon Sadar, District Gurugram, and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

16.12.2024
Kanika

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