

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-38646-2023

Date of Decision:-19.03.2024

Dara Singh @ Dar Singh & Ors.

.....Petitioners.

Vs.

State of Haryana & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Ankit Yadav, Advocate for the Petitioners.

Mr. Rajiv Goel, Deputy Advocate General, Haryana.

Mr. Jagjit Singh, Advocate for

Mr. A.K. Sokal, Advocate for respondent nos.2 to 4.

JASJIT SINGH BEDI, J.(ORAL)

The Prayer in this petition under Section 482 Cr.PC is for the quashing of the FIR No.103 dated 16.04.2023 under Sections 148, 149, 323, 341, 506 IPC and Sections 3(1)(r), 3(1)(s), 3(2)(va) of SC/ST Act, 1989 (Amendment 2015) registered at P.S. Sahlawas, District Jhajjar and all other consequential proceedings arising therefrom, on the basis of compromise dated 07.06.2023 (Annexure P-2) entered into between the parties.

Vide order dated 07.08.2023 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded in terms of certain parameters given in the aforesaid order dated 07.08.2023 with regard to the compromise dated 07.06.2023 (Annexure P-2).

In terms of the order dated 07.08.2023 passed by this Court

parties have appeared before the court of Mr. M.Z. Khan, Judicial Magistrate Ist Class, Jhajjar and as per report dated 11.10.2023 submitted to this Court, both the parties have got recorded their respective statements in Court.

Perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence. In view of the compromise there is a remote possibility of the complainant coming forward to support the prosecution case. The powers under Section 482 Cr.PC can be exercised in such like situation in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. The compromise in question is found to be fully in consonance with the direction issued by the Court in *Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052* and *Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543*.

In view of the aforesaid report of the learned Judicial Magistrate Ist Class, Jhajjar accompanied by statements of both the parties, the FIR No.103 dated 16.04.2023 under Sections 148, 149, 323, 341, 506 IPC and Sections 3(1)(r), 3(1)(s), 3(2)(va) of SC/ST Act, 1989 (Amendment 2015) registered at P.S. Sahlawas, District Jhajjar and all consequential proceedings arising therefrom are hereby quashed.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

March 19, 2024
Vinay

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No