

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-42924-2023
Date of decision: 05.01.2024

Sonam Anand

Versus

....Petitioner.

State of Haryana and another

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Parunjeet Singh, Advocate
for the petitioner.

Mr. Vishal Malik, DAG Haryana.

Mr. Imran Ahmad Ali, 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 dated 07.08.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
377	06.09.2022	406, 420 IPC	Gandhi Nagar, Yamunanagar, District Yamuna Nagar

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated dated 07.08.2023 (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.

3. Learned State counsel submits that although four persons were named in the FIR but only the present petitioner has been challaned.

4. Learned Judicial Magistrate 1st Class, Yamuna Nagar, Jagadhri vide report dated 20.12.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

5. Respondent No. 2 is represented by her counsel and does not oppose the compromise.

6. In view of the report of the learned Judicial Magistrate 1st Class, Yamuna Nagar, Jagadhri 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 herself compromised the dispute with the petitioner.

7. In the circumstances, the present petition is allowed. FIR No. 377 dated 06.09.2022, under Sections 406 and 420 of IPC, registered at Police Station Gandhi Nagar, Yamunanagar, District Yamuna Nagar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

05.01.2024

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