



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

CRM-M-41333-2024

Date of decision: 09.12.2024

ASHIK KHAN

....PETITIONER

VERSUS

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Manan Khetarpal, Advocate for the petitioner.

Mr. Ramender Singh Chauhan, AAG, Haryana.

Mr. Rohit Kumar, Advocate for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 528 of BNSS, 2023, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 06.08.2024 (Annexure P-2) executed between the parties. Details of the FIR (Annexure P-1) are as follows:

FIR No.	Dated	Sections	Police Station
343	15.07.2024	125 (a), 281 of BNS, 2023	Badshahpur, District Gurugram.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 06.08.2024 (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. Learned Civil Judge (Junior Division)-cum-Judicial Magistrate Ist Class, Gurugram, vide report dated 30.11.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any



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pressure. The petitioner has deposited cost of Rs.7,500/- in compliance of order dated 27.08.2024.

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

4. In view of the report of the learned Civil Judge (Junior Division)-cum-Judicial Magistrate Ist Class, 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 the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioner/ accused person.

5. In the circumstances, the present petition is allowed. FIR No. 343 dated 15.07.2024 under Sections 125 (a), 281 of BNS, 2023, registered at Police Station Badshahpur, District Gurugram, and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

09.12.2024
Kanika

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