

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-46661-2023
Date of decision: 01.03.2024

SANDEEP

Versus

STATE OF HARYANA AND OTHERS

....Petitioner

....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Shiv Kumar Rana, Advocate
and Ms. Priya Parmar Rana, Advocate
for the petitioner.

Mr. Japjot Singh, AAG, Punjab.

Mr. G.S. Kairori, Advocate
for respondents No.2 and 3.

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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 08.09.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
55	20.02.2023	365 IPC	P.S. Kalka, District Panchkula

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise dated 08.09.2023 (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. Judicial Magistrate Ist Class, Kalka, vide report dated

23.02.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 and 3 are represented by their counsel and does not oppose the compromise.

4. In view of the report of the Judicial Magistrate Ist Class, Kalka, 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. 55 dated 20.02.2023, under Section 365 IPC registered at Police Station Kalka, District Panchkula (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

01.03.2024
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(SANJIV BERRY)
JUDGE

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