

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-57221-2023 (O&M)
Date of decision: 09.01.2024

MOHD. WAKEEL ALIAS WAKIL

....Petitioner(s)

Versus

STATE OF HARYANA AND ANOTHER

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Davinder Kumar, Advocate for the petitioner.

Mr. Surender Singh, AAG Haryana.

Mr. Ganga Singh Gopera, Advocate for respondent No.2.

SANJIV BERRY. J. (Oral)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/settlement dated 07.11.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
748	12.11.2014	186, 188, 389 IPC	Sadar Nuh, District Nuh (Mewat)

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 07.11.2023 (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. The learned Chief Judicial Magistrate, Nuh vide report dated 04.12.2023 has apprised this Court that the compromise arrived at between the parties is genuine and

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without any pressure.

3. Respondent No. 2 is represented by his counsel and does not oppose the compromise.
4. In view of the aforesaid report of the learned Chief Judicial Magistrate, Nuh 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.
5. In the circumstances, the present petition is allowed. FIR No.748 dated 12.11.2014 under Sections 186, 188 and 389 IPC registered at Police Station Sadar Nuh, District Nuh (Mewat) (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

09.01.2024
S.Sharma(syr)

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/ No