



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-55073-2024
Date of decision: 29.11.2024

PAWAN KUMAR AND ORS.Petitioners

Versus

STATE OF HARYANA AND ANR.Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Sankalp Gehlawat, Advocate for the petitioner.
Mr. Surender Singh, AAG, Haryana.

.....

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 528 of BNSS, 2023, 1973, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 09.09.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
13	13.01.2021	420, 120-B IPC	Sector 5, District Panchkula

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit dated 09.09.2024 (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 Judicial Magistrate Ist Class,



Panchkula, vide report dated 21.11.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. In compliance to the order dated 08.11.2024, an amount of Rs.25000/- has been deposited with the Society for Care of Blind, Sector 26, Chandigarh and receipt thereof is annexed with the report.

3. Ms. Dolli Sharma, Advocate has put in appearance on behalf of respondent No. 2 and has filed her vakalatnama. The same is taken on record. She does not oppose the compromise.

4. In view of the report of the Learned Judicial Magistrate Ist Class, Panchkula 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 these circumstances, the present petition is allowed. FIR No. 13 dated 13.01.2021 under Sections 420, 120-B IPC, registered at Police Station Sector 5, Panchkula. (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

29.11.2024

puneet

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