

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-60162-2023
Date of decision: 06.02.2024

MUKESH AND OTHERS
Versus
STATE OF HARYANA AND OTHERS
....PETITIONER(S)
....RESPONDENT(S)

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Gaurav Gogna, Advocate for the petitioner.
Mr. Vishal Malik, Deputy Advocate General, Haryana.
Mr. Sumit S. Bairagi, Advocate for respondents No.2 and 3.

SANJIV BERRY, J.(ORAL)

1. 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/affidavit dated 21.10.2023 (Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
161	09.03.2021	148, 149, 186, 323, 332 and 353 of IPC and Sections 3 (1) (s) and 3 (2) (va) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015).	Karnal City, District Karnal.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 21.10.2023 (Annexure P-3), which is duly signed by them. The matter was referred to the Court below for recording of statements of the parties and to

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parties. As per report of learned trial Court, costs of Rs. 20,000/- has been deposited in compliance of the order dated 15.01.2024.

3. Additional District and Sessions Judge, Karnal, vide report dated 30.01.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

5. In view of the report of the Additional District and Sessions Judge, Karnal, 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.

7. In the circumstances, the present petition is allowed. FIR No. 161 dated 09.03.2021, under Sections 148, 149, 186, 323, 332 and 353 of IPC and Sections 3 (1) (s) and 3 (2) (va) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015), registered at Police Station Karnal City, District Karnal (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

06.02.2024

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(SANJIV BERRY)
JUDGE

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