



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

(262)

CRM-M-57957-2024 (O&M)
Date of Decision:-**28.07.2025**

ANIL LATHER

... Petitioner

Versus

STATE OF HARYANA AND ORS

... Respondents

-.-

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present:- Mr. Virender Kumar, Advocate
for the petitioner.

Ms. Akshita Chauhan, AAG, Haryana
for respondents No.1 and 2.

Mr. Hardeep Singh Dhillon, Advocate
for respondents No.3 and 4.

ALOK JAIN, J. (Oral)

1. Prayer in the instant petition filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Section 482 Cr.P.C.) is for quashing of FIR No. 0108 dated 29.02.2020 (Annexure P-1) registered under Sections 346, 328 and 376 IPC at Police Station Sector 32-33, district Karnal and all the consequential proceedings arising therefrom on the basis of compromise dated 11.11.2024 (Annexure P-2) effected between the parties.

2. Keeping in view the fact that the parties entered into a compromise, this Court vide order dated **21.11.2024** directed the parties to



appear before the Illaqa Magistrate/trial Court for getting their statements recorded in that regard. Pursuant thereto, a report dated **18.12.2024** has been received from the learned Additional Sessions Judge, Karnal, stating that the compromise arrived at between the parties is voluntary and the same is without any pressure, coercion or undue influence.

3. Learned State counsel and learned counsel appearing on behalf of respondent Nos.3 & 4 admit the factum of compromise and submit that they have no objection to quashing of the FIR on that basis.

4. Perusal of the aforesaid report establishes that the parties have amicably settled their dispute, and continuance of criminal prosecution in such a situation will be an exercise in futility, as the chances of ultimate conviction are bleak. The power under Section 482 Cr.P.C. can be exercised in such matters. It has been held by Supreme Court of India in case titled as **Madhukar & Ors. vs. The State of Maharashtra and Another, SLP (Crl.) No.7212 of 2025**, relevant extract of the same is as under:-

“In the present matter, we are confronted with an unusual situation where the FIR invoking serious charges, including Section 376 IPC, was filed immediately following an earlier FIR lodged by the opposing side. This sequence of events lends a certain context to the allegations and suggests that the second FIR may have been a reactionary step. More importantly, the complainant in the second FIR has unequivocally expressed her desire not to pursue the case. She has submitted that she is now married, settled in her personal life, and continuing with the criminal proceedings would only disturb her peace and stability. Her stand is neither tentative nor ambiguous, she has consistently maintained, including through an affidavit on record, that she does not support the prosecution and wants the matter to end. The parties have also amicably resolved their differences and arrived at a mutual



understanding. In these circumstances, the continuation of the trial would not serve any meaningful purpose. It would only prolong distress for all concerned, especially the complainant, and burden the Courts without the likelihood of a productive outcome.”

5. Consequently in the light of above, this petition is allowed. FIR No.108 dated 29.02.2020 (Annexure P-1) registered under Sections 346, 328 and 376 IPC at Police Station Sector 32-33, district Karnal and all the consequential proceedings arising therefrom on the basis of compromise dated 11.11.2024 (Annexure P-2), and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner, subject to payment of cost of ₹5,000/- to be deposited by the petitioner and ₹ 5,000/- to be deposited jointly by respondent Nos.2 and 3, within one month from today in the following account:-

**Day Care Centre for Elderly Disabled in home for Old & Destitute People,
Sector-15, Chandigarh is being run by Chandigarh
Scheduled Castes, Backward Classes & Minorities
Financial & Development Corporation.**

6. Since the main case has been decided, pending miscellaneous application(s), if any, stands also disposed of.

28.07.2025
Gaurav Sorot

(ALOK JAIN)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No