

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-61356-2024
Date of decision: 16.01.2025

SHUBHAM AND ANOTHER ...PETITIONERS

VERSUS

STATE OF HARYANA AND ANOTHER ...RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. H.N. Sahu, Advocate for the petitioners.

Mr. Surender Singh, AAG, Haryana.

Mr. Davinder Kaliraman, Advocate
for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 528 of BNSS, 2023, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 07.11.2024 (Annexure P-2 and Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
259	04.08.2024	316 (2), 318 (4) of BNS, 2023 and 61 (2) of BNS added later on.	DLF Phase-I, Gurugram, District Gurugram, Haryana.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit 07.11.2024 ((Annexure P-2 and 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 report with respect to genuineness of the compromise arrived at between the parties. Learned Judicial Magistrate Ist Class,



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Gurugram, vide report dated 09.01.2025 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. A copy of Receipt of costs of Rs. 40,000/- has been placed on record in compliance of the order dated 18.12.2024.

3. Learned counsel for respondent No.2 does not oppose the compromise having been effected between the parties.

4. In view of the report of the learned Judicial Magistrate Ist Class, Gurugram, 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 respondents have themselves compromised the dispute with the petitioners/ accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 259 dated 04.08.2024 under Sections 316 (2), 318 (4) of BNS, 2023 and 61 (2) of BNS added later on added later on, registered at Police Station DLF Phase-I, Gurugram, District Gurugram, Haryana, and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

16.01.2025
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |