

CRM-M-64945-2024

:1:

2025.PHHC.072944



261

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

CRM-M-64945-2024

Date of decision: 27.05.2025

VIJAY KUMAR

...Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Ms. Diksha, Advocate for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Mr. Kapish Singla, Advocate
for respondents No.2 to 4.

HARPREET KAUR JEEWAN, J.

[1] The present petition has been filed under Section 528 BNSS, 2023 for quashing of FIR No.261 dated 19.04.2019 under Sections 323, 452, 506 IPC registered at Police Station Gharaunda, District Karnal and subsequent proceedings arising therefrom on the basis of compromise deed dated 11.11.2024 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioner contends that the FIR was registered at the instance of respondent No.2 on account of a misconception between the parties. He further contends that the matter has been settled between the parties and compromise deed dated 11.11.2024 (Annexure P-2) has been executed between them. He submits that respondent No.2 does not want to take any action in the FIR.



[3] Learned counsel for respondents No.2 to 4 confirms about the factum of compromise between the parties.

[4] On 03.03.2025, the parties were directed to appear before the trial Court/Illaqa Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 14.05.2025 received from Judicial Magistrate 1st Class, Karnal forwarded through the office of District and Sessions Judge, Karnal, statements of the parties and Investigating Officer have been recorded. There is only one accused namely Vijay Kumar. He has never been declared as proclaimed offender. There is one complainant namely Pankaj and two injured persons namely Raj Bala and Kamal Dutt. The complainant and injured persons have no objection for acceptance of the compromise between the parties. The compromise effected between the parties is genuine, voluntary and without any coercion or undue influence.

[6] Learned State counsel has not raised any objection regarding the acceptance of the present petition. However, the State counsel has confirmed that all the injured and victims were impleaded as a party.

[7] I have heard the aforesaid submissions and perused the paper-book.

[8] Keeping in view the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in **Gian Singh Versus State of Punjab**



(SC) 2012 (4) RCR (Criminal) 543 and the decision of Hon'ble the Full Bench of this Court in Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[9] Consequently, this petition is allowed and FIR No.261 dated 19.04.2019 under Sections 323, 452, 506 IPC registered at Police Station Gharaunda, District Karnal and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[10] However, the respondents No.2 to 4 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise (Annexure P-2) are violated.

27.05.2025

Priyanka Thakur

(HARPREET KAUR JEEWAN)

JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No