

CRMA No. 3794 of 2019 (compounding application)

With

C482 No. 2659 of 2019

Hon'ble Alok Singh, J.

Mr. Vaibhav Singh Chauhan, Advocate for the petitioners.

Mr. Dinesh Chauhan, Brief Holder for the State of Uttarakhand.

Mr. Manvendar Singh, Advocate for the respondent no.2.

Petitioners and respondent no.2 are present, in person and they are duly identified by their respective counsel.

Learned counsel for the parties and parties present in person, have stated that parties have entered into compromise and have settled their dispute amicably. Respondent no.2 submits that now, he is no more interested in prosecution of the case.

Hon'ble Apex Court in the case of **Gian Singh Vs. State of Punjab reported in 2012 (10) SCC 303 as well as in Transfer Petition (Criminal) No. 115 of 2012 (Dimpey Gujral vs. Union Territory) decided on 06.07.2012** has held that if parties have settled their dispute amicably and offence is not crime against the society, then in peculiar facts and circumstances of the case, criminal proceedings can be quashed to restore the peace and harmony between parties.

Having heard learned counsel for the parties and parties, in person, I am satisfied that parties have settled their dispute amicably, therefore, no useful purpose would be served in keeping the prosecution alive. Consequently, present petition as well as compounding application no. 3794 of 2019 is allowed. Entire proceedings of Special Sessions Trial No. 06 of 2014 is quashed.

Let a copy of this order be forwarded to the Court of learned District and Session Judge, Haridwar concerned immediately for information.

(Alok Singh, J.)

29.11.2019

