

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M No. 21002 of 2014.  
Date of Decision : 21.04.2015.

Amit

...Petitioner

Versus

State of Punjab and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA**

Present: Mr. S.S. Goraya, Advocate for the petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab.

Mr. Vikas Gupta, for the complainant/  
respondent No. 2.

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**Tejinder Singh Dhindsa, J. (Oral)**

The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 52 dated 17.04.2014, under Section 420 IPC, registered at Police Station Division No. 2 Pathankot, District Gurdaspur.

Since quashing was sought on the basis of compromise, this Court on 13.01.2015 had directed the parties to appear before the Illaqa Magistrate for recording of their statements and a report as regards veracity of the compromise had been called for.

Placed on record is a report dated 18.02.2015 of the learned Judicial Magistrate Ist Class, Pathankot and a perusal of the same would reveal that the statements of the complainant, namely, Pankaj Mahajan as also of the accused Amit @ Pardeep i.e. petitioner herein have been duly recorded and it has been opined that a compromise has been effected between the parties without any pressure or coercion.

Even learned counsel appearing for the complainant/respondent No. 2 would also make a statement that he would have no objection to the quashing of the impugned FIR on the basis of the compromise.

A Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052* has taken a view that in appropriate cases this Court in exercise of its powers under Section 482 Cr.P.C. can intervene and bring to an end the criminal prosecution in the light of compromise that may have been effected between the parties, even in relation to non-compoundable offences.

Adverting back to the facts of the present case, wherein the parties have amicably settled their dispute, which was essentially civil in nature, it would be a fit case for this Court to intervene in exercise of its powers under Section 482 Cr.P.C. to bring to an end the criminal prosecution initiated in the light of the impugned FIR.

Accordingly, the present petition is allowed. Impugned FIR No. 52 dated 17.04.2014, under Section 420 IPC, registered at Police Station Division No. 2 Pathankot, District Gurdaspur and all proceedings emanating therefrom stand quashed.

Petition allowed.

April 21, 2015.  
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(TEJINDER SINGH DHINDSA)  
JUDGE