

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

254

CRM-M-10380-2020

Date of Decision: 21.09.2022

Sharda Devi

.....Petitioner

Vs

State of Punjab and another

....Respondents

CORAM : HON'BLE MS.JUSTICE NIDHI GUPTA

Present: Mr. Amardeep Singh Mann, Advocate,
for the petitioner.

Ms. Ramta Chowdhary, DAG, Punjab.

Mr. Simranjeet Singh, Advocate
for respondent no.2.

NIDHI GUPTA, J. (Oral)

The present petition was filed by the petitioners under Sections 482 Cr.PC for quashing of FIR No.249 dated 27.12.2018 under Sections 452, 323, 506 of the IPC, Police Station Sardulgarh, District Mansa, alongwith all consequential proceedings arising therefrom on the basis of compromise dated 15.02.2020 (Annexure P-2) effected between the parties.

Pursuant to the order dated 12.03.2020, the report of the learned SDJM, Sardulgarh, dated 02.12.2020, has been received.

Heard learned counsel for the parties and perused the report of the Court below.

A perusal of the report at Flag-A reveals that the learned SDJM, Sardulgarh, after recording statements of the parties, has in her

report dated 02.12.2020 concluded that “this Court is satisfied that a written compromise, the original of which is Mark-A has been effected between the complainant and accused namely Sharda Devi is bonafide, without any coercion or undue influence and the same is genuine and voluntary.”

In view of the compromise there is a remote possibility of the complainant(s) coming forward to support the prosecution case. The powers under Section 482 Cr.PC can be exercised in such like situation in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. The compromise in question is found to be fully in consonance with the direction issued by the Court in *Kulwinder Singh & Ors. Vs. State of Punjab* 2007(3) RCR (Criminal) 1052 and *Gian Singh Vs. State of Punjab & Anr.*, 2012(4) RCR (CrL) 543.

In view of the aforesaid report accompanied by statements of both the parties, the FIR in question and all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

Petition stands disposed of.

September 21, 2022
dharamvir

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO