

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

CRM-M-417-2023

Date of decision: 16.08.2023

RAJEEV KUMARIA @ RAJEEV KUMAR AND OTHERS
....Petitioners.

Versus

STATE OF PUNJAB AND ANOTHER
....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Umesh Aggarwal, Advocate for the petitioners.

Mr. Anmol Singh Sandhu, AAG, Punjab.

Mr. Veneet Sharma, Advocate for respondent No.2.

SANJIV BERRY, J.(ORAL)

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of Criminal Complaint No. COMA-510-2015 dated 26.08.2015, under Sections 406, 420, 467, 468, 471, 120-B of IPC, registered at Police Station Civil Lines, Amritsar titled as “*Rajesh Sharma Versus Rajeev Kumaria and others*” (Annexure P-1) and all consequential proceedings arising there from on the basis of compromise dated 11.11.2022 (Annexure P-3) executed between the parties.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 11.11.2022 (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. Judicial Magistrate Ist Class, Amritsar, vide report dated 08.08.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No. 2 is represented by his counsel and does not oppose the compromise.

4. In view of the report of the Judicial Magistrate Ist Class, Amritsar, 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 with the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. Criminal Complaint No. COMA-510-2015 dated 26.08.2015, under Sections 406, 420, 467, 468, 471, 120-B of IPC, registered at Police Station Civil Lines, Amritsar titled as ***“Rajesh Sharma Versus Rajeev Kumaria and others”*** (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

16.08.2023

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