

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4350-2023
Date of Decision: 31.08.2023

TARLOK CHAND AND ORS

...Petitioners

Vs.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Arjun Dev, Advocate for the petitioners.

Mr. Anmol Singh Sandhu, AAG, Punjab.

Mr. Angad Parmar, Advocate for
Mr. Vivek K. Thakur, Advocate
for respondent Nos. 2 to 6.

SANJIV BERRY, J. (Oral)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 16.05.2022 (Annexure P-2) executed between the parties.

Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
32	02.04.2022	428, 429, 435, 436 IPC	Nangal, District Rupnagar, Punjab.

[2]. The parties have arrived at a settlement vide compromise dated 16.05.2022 (Annexure P-2), 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. The Additional District & Sessions Judge, Rupnagar, vide report dated 24.07.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent Nos. 2 to 6 is represented by the counsel and does not oppose the compromise.

[4]. In view of the report of the Additional District & Sessions Judge, Rupnagar, 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 the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioners.

[5]. In the circumstances, the present petition is allowed. FIR No. 32, dated 02.04.2022 under Section 428, 429, 435, 436 IPC registered at Police Station, Nangal, District Rupnagar, (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioners.

(SANJIV BERRY)
(JUDGE)

31.08.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No