

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

CRM-M-6321-2020

Date of decision: 27.04.2023

MANDEEP KUMAR

....Petitioner.

Versus

STATE OF PUNJAB AND ANOTHER

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Davinder Singh, Advocate for the petitioner.

Ms. Kanica Sachdeva, Assistant Advocate General, Punjab.

Mr. Rishab Garg, Advocate for
Mr. Ranjeet Singh, Advocate for respondent No.2.

SANJIV BERRY, J.

This is a petition filed under Section 482 of the code of Criminal Procedure, 1973, for quashing of FIR No.162 dated 08.06.2013 under Sections 323, 325, 452, 148 and 149 of IPC registered at Police Station Nakodar, District Jalandhar City (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 28.12.2019 (Annexure P-3) executed between the parties.

2. In pursuance of the directions issued by this Court, vide order dated 14.02.2020, petitioner Mandeep Kumar has complied with the pre-conditions of depositing Rs.2 lacs, out of which Rs.1 lac has been deposited with Poor Patients Welfare Fund of the PGIMER, Chandigarh and Rs. 1 lac has been deposited with the Welfare Centre for Persons with Speech and Hearing Impairment, Gurugram. Photocopies of the receipt are also submitted by the petitioner.

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3. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed (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. The Sub Divisional Judicial Magistrate, Nakodar, vide report dated 04.03.2020, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. In view of the report of the Sub Divisional Judicial Magistrate, Nakodar 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. FIR No.162 dated 08.06.2013 under Sections 323, 325, 452, 148 and 149 of IPC registered at Police Station Nakodar, District Jalandhar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

27.04.2023

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