

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-11839-2022
Date of decision: 12.10.2023

Subeg Singh.....Petitioner.

Versus

State of Punjab and another....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Kanwar Pahul Singh, Advocate
for the petitioner.

Ms. Swati Batra, DAG, Punjab.

Mr. Sidhant Vermani, Advocate
for respondent No.2.

.....

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-3) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 14.03.2022 (Annexure P-4) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
107	29.04.2021	406 and 420 IPC	Civil lines, Amritsar, District Amritsar

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed/affidavit dated 14.03.2022 (Annexure P-4), 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. Chief Judicial Magistrate, Amritsar, vide report dated 08.12.2022, 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 Chief Judicial Magistrate, 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. FIR No. 107 dated 29.04.2021, under Sections 406 and 420 of IPC, registered at Police Station Civil lines, Amritsar, District Amritsar (Annexure P-3) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

12.10.2023

neeraj

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