

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

CRM-M-16644-2022

Date of decision: 18.04.2023

**AWAN KUMAR @ SONU CHEEMA @ AWAN KUMAR KHULLAR
AND OTHERS**

....Petitioners.

Versus

STATE OF PUNJAB AND ANOTHER

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Anurag Chopra, Advocate for the petitioners.

Ms. Kanika Sachdeva, Assistant Advocate General, Punjab.

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SANJIV BERRY, J.

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 14 dated 22.02.2021, under Sections 186, 295-A, 353, 506 and 149 of IPC registered at Police Station Sarai Amant Khan, District Tarn Taran (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 18.04.2022 (Annexure P-2) executed between the parties.

2. Ms. Meghna Garg, Advocate has put in appearance on behalf of respondent No.2 and admitted the factum of compromise.

3. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 18.04.2022 (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 Chief Judicial Magistrate, Tarn Taran, vide

report dated 30.04.2022, 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, Phul, 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. 14 dated 22.02.2021, under Sections 186, 295-A, 353, 506 and 149 of IPC registered at Police Station Sarai Amant Khan, District Tarn Taran (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

18.04.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |