

270

2023:PHHC:094697

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18399-2023

Date of Decision: 26.07.2023

JASWINDER SINGH @ JONY AND ORS

...Petitioners

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Manjinder Singh Saini , Advocate for the petitioners.

Mr. Harpeet Singh, Addl. AG, Punjab.

Mr. Vishal 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 FIR No. 07 dated 20.01.2020 under Sections 379-B, 411, 34 IPC registered at Police Station Adampur, District Jalandhar (Annexure P-1) and all consequential proceedings arising therefrom on the basis of copy of affidavit of the complainant dated 25.03.2023.

[2]. The matter is settled between the parties vide affidavit dated 25.03.2023, which is duly signed by the complainant/respondent No.2. 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 and Sessions Judge, Jalandhar, vide report dated 22.05.2023, 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 the counsel and confirm the factum of oppose the compromise.

[4]. In view of the report of the Additional District and Sessions Judge, Jalandhar, 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.

[5]. In the circumstances, the present petition is allowed. FIR No. 07 dated 20.01.2020 under Sections 379-B, 411, 34 IPC registered at Police Station Adampur, District Jalandhar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioners subject to cost of Rs. 15,000/- to be paid by the petitioners collectively within a period of 15 days from today.

The cost shall be deposited in the following account:

**Account Name-Punjab and Haryana High Court Bar
Association Lawyer's Family Welfare Fund
Account No. 41564846387
Bank Name-SBI High Court Branch.**

**(SANJIV BERRY)
(JUDGE)**

26.07.2023

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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No