

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-24451-2022
Date of decision: 24.08.2023

KULWINDER SINGH @ KALA AND ORS.Petitioners

Versus

STATE OF PUNJAB AND ANOTHERRespondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Akshay Chadha, Advocate for the petitioners.

Mr. Anmol Singh Sandhu, AAG, Punjab.

Ms. Tara Dutt, Advocate for
Mr. Saurav Kanojia, 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-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 19.01.2022 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
24	06.04.2020	452, 323, 294, 506, 148 and 149 of IPC	Jodhan, Ludhiana Rural

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed/affidavit dated 19.01.2022 (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. Judicial Magistrate Ist Class, Ludhiana, vide report dated 07.08.2023, 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 his counsel and does not oppose the compromise.

4. In view of the report of the Judicial Magistrate Ist Class, Ludhiana, 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 complainants has himself compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 24 dated 06.04.2020, under Sections 452, 323, 294, 506, 148 and 149 of IPC, registered at Police Station Jodhan, District Ludhiana Rural (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

24.08.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |