

264

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

CRM-M No. 33782 of 2022 (O&M)

Date of Decision: 06.12.2023

Suresh Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Kuldeep Singh Saini, Advocate,
for the petitioner.

Mr. Gurlal Singh Dhillon, Assistant Advocate General, Punjab
for respondent No. 1.

Mr. Narender Saini, Advocate
for respondent Nos. 2 & 3.

HARKESH MANUJA, J. (ORAL)

By way of present petition under Section 482 Cr.P.C. the petitioner prays for quashing of case FIR No. 04, dated 25.01.2019 (Annexure P-1) under Sections 279/304-A & 427 of IPC, registered at Police Station City Morinda, District Ropar, alongwith all consequential proceedings arising out of the same on the basis of compromise dated 01.07.2022 (Annexure P-2).

[2] This Court while issuing notice of motion vide order dated 02.08.2022, directed the parties to appear before the Trial Court/Illaq Magistrate for recording their statements with regard to the validity of compromise.

[3] In pursuance of above order dated 02.08.2022, a report dated 22.09.2022 has been received from the concerned Court, stating that compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. No accused has been declared as proclaimed offender.

[4] Thus once, the compromise has been arrived at between the parties without any pressure and respondent Nos. 2 & 3 having no objection as regards quashing of FIR as well as all other subsequent proceedings arising out of the same against the petitioner; there does not appear to be any impediment as regards quashing of present FIR qua the petitioner. Even otherwise, in order to maintain peace and harmony between the parties, particularly under the present circumstances wherein the alleged offences have no societal interest involved, it would be appropriate to render complete quietus to the aforementioned dispute by quashing the FIR on the basis of compromise entered into between the parties.

[5] The parties having settled their dispute so as to live in peace in future, no useful purpose would be served by proceeding further with the criminal proceedings. In the light of above developments, no cause remains for the Trial Court to invest further time and effort in adjudicating this FIR. The compromise in question is even found to be fully in consonance with the direction issued by the Court in *Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052* and *Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543*.

[6] Thus, in view of the aforesaid facts, accompanied by statements of both the parties as well as keeping in mind the law laid down in the aforementioned judgments, the petition is **allowed** and the FIR (supra) as

well as all subsequent proceedings arising therefrom are hereby quashed *qua* the petitioner.

[7] The aforesaid order shall, however, be subject to payment of costs of Rs. 5000/- to be deposited with the Punjab and Haryana High Court Employees’ Welfare Association having Account No. 37167209613 with State Bank of India, High Court Branch, Chandigarh, within a period of two weeks from today.

December 06, 2023

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**(HARKESH MANUJA)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>