

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

CRM-M-38618-2022

Date of decision: 24.04.2023

Dinesh Kumar

....Petitioner.

Versus

State of Punjab and another

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Naveen Sharma, Advocate, for the petitioner.

Mr. Kanica Sachdeva, AAG, Punjab.

Mr. Munish Gulati, Advocate, for respondent No. 2.

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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. 39 dated 20.03.2017 under Sections 420/465/467/468/471/120-B IPC registered at Police Station Canal Colony, Bathinda, District Bathinda (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 17.08.2022 (Annexure P-2) executed between the parties.

[2]. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 17.08.2022 (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 Additional Chief Judicial Magistrate, Bathinda, vide report dated 15.02.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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[3]. Respondent No. 2 is represented by her counsel and does not oppose the compromise.

[4]. In view of the report of the Additional Chief Judicial Magistrate, Bathinda, 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 petitioner/accused person.

[5]. In the circumstances, the present petition is allowed. FIR No. 39 dated 20.03.2017 under Sections 420/465/467/468/471/120-B IPC registered at Police Station Canal Colony, Bathinda, District Bathinda (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise dated 17.08.2022 (Annexure P-2) qua the present petitioner.

(SANJIV BERRY)
JUDGE

24.04.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |