

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-40998-2020
Date of decision: 25.09.2023

LAKHWINDER SINGH @ LUCKY

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Vipin Mahajan , Advocate
for the petitioner.

Mr. Harpreet Singh, Addl. AG, Punjab.

Mr. Arshdeep Singh Virdi, Advocate for
Ms. Gaganbir, Advocate
for respondents No. 2 and 3.

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 dated 05.11.2020 (Annexure P-2) executed between the parties.

Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
79	29.06.2020	Under Sections 420 IPC and Section 13 of Punjab Prevention of Human Smuggling Act, 2012.	Rangar Nangal, Police District Batala, District Gurdaspur, Punjab.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated

CRM-M-40998-2020

-2-

05.11.2020 (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. Learned Civil Judge (Junior Division)-cum-JMIC, Batala, vide report dated 19.09.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 and 3 are represented by their counsel and do not oppose the compromise.

4. In view of the report of the Civil Judge (Junior Division)-cum-JMIC, Batala, 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 have themselves compromised the dispute with the petitioner/ accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 79, dated 29.06.2020 (Annexure P1), under Section 420 IPC, Section 13 of Punjab Prevention of Human Smuggling Act, 2012, registered at Police Station Rangar Nangal, Police District Batala, District Gurdaspur (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

25.09.2023

anu

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