

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-40211-2023
Date of decision: 11.10.2023

PRINCE SINHA
....Petitioner

Versus

STATE OF PUNJAB AND ANOTHER
....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Ashutosh Pandey, Advocate for the petitioner.

Ms. Swati Batra, DAG, Punjab.

Mr. Maneet Kaushik, 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-2) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 21.07.2023 (Annexure P-1) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
27	31.03.2023	Section 406 of IPC	Division No. 4, District Ludhiana.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed/affidavit dated 21.07.2023 (Annexure P-1), 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

CRM-M-40211-2023

2

Class, Ludhiana, vide report dated 25.09.2023, 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 complainant has himself compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 27 dated 31.03.2023, under Section 406 of IPC, registered at Police Station Division No. 4, District Ludhiana (Annexure P-2) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

11.10.2023

kanika

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