

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-43913-2023
Date of decision: 03.10.2023

HARISH CHABRA AND ORS

....Petitioners

Versus

STATE OF PUNJAB AND OTHERS

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Pankaj Bali, Advocate for the petitioners.

Mr. Harpreet Singh, Addl. A.G., Punjab.

Mr. Raghav Bali, Advocate for
Mr. Sikandh Mehta, Advocate for respondents No.2 & 3.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 28.08.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
138	25.08.2023	419, 420, 467, 468, 471 and 120-B of IPC.	City Khanna, District Khanna.

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

deed/affidavit dated 28.08.2023 (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. Cost of Rs.10,000/- stands deposited on 18.09.2023 in compliance of the order dated 12.09.2023, as recorded in statement of accused Lalit Kumar before Judicial Magistrate Ist Class, Khanna.

3. Judicial Magistrate Ist Class, Khanna, vide report dated 27.09.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

5. In view of the report of the Judicial Magistrate Ist Class, Khanna, 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.

6. In the circumstances, the present petition is allowed. FIR No. 138 dated 25.08.2023, under 419, 420, 467, 468, 471 and 120-B of IPC, registered at Police Station City Khanna, District Khanna

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(Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

03.10.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |