

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

CRM-M-44192-2023

Date of decision: 03.10.2023

FAQIR CHAND SHARMA AND ANR

....Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Narinder Singh Dadwal, Advocate
for the petitioners.

Mr. Harpreet Singh, Addl. AG, Punjab

Mr. Jagjit Singh, Advocate
for respondent No.2.

SANJIV BERRY, J. (ORAL)

The instant petition under Section 482 of Cr.P.C. has been filed seeking quashing of the Criminal Complaint No.751/1 dated 14.07.2015 (Annexure P-1) under Sections 420, 465, 466, 467, 468, 471, 120-B, 506 of IPC titled as "*Rajinder Singh Versus Faqir Chand etc.*" as well as summoning order dated 18.11.2017 passed by learned Judicial Magistrate Ist Class, Jagraon (Annexure P-2), on the basis of compromise dated 23.08.2023 (Annexure P-3) 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 23.08.2023 (Annexure P-3), 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. A copy of Receipt of costs of Rs. 10,000/- has been placed on record in compliance of the order dated 04.09.2023.

3. Learned Judicial Magistrate Ist Class, Jagraon 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 is represented by his counsel and do not oppose the compromise.

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

6. In the circumstances, the present petition is allowed. Criminal Complaint No.751/1 dated 14.07.2015 (Annexure P-1) under Sections 420, 465, 466, 467, 468, 471, 120-B, 506 of IPC titled as “*Rajinder Singh Versus Faqir Chand etc.*” as well as summoning order dated 18.11.2017 passed by learned Judicial Magistrate Ist Class, Jagraon (Annexure P-2), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

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