

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-49384-2023  
DECIDED ON: 07.11.2023

LUKENDER KUMAR  
.....PETITIONER  
  
VERSUS  
  
STATE OF PUNJAB AND ANOTHER  
  
.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. Hitesh Chopra, Advocate  
for the petitioner.  
  
Mr. Jaspal Singh Guru, AAG, Punjab.  
  
Mr. Shivender, Advocate for  
Mr. Abhishek Sharma, 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, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/settlement dated 13.09.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

| FIR No. | Dated      | Sections          | Police Station                         |
|---------|------------|-------------------|----------------------------------------|
| 003     | 14.01.2023 | 379-B, 411 of IPC | GRP Pathankot<br>District<br>Pathankot |

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 13.09.2023 (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. The learned District and Sessions Judge, Pathankot vide report dated 23.10.2023 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 aforesaid report of the learned District and Sessions Judge, Pathankot 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.003 dated 14.01.2023, under Sections 379-B, 411 of IPC registered at Police Station GRP Pathankot District Pathankot (Annexure P-1) and all

consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

07.11.2023  
*Jatin*

(SANJIV BERRY)  
JUDGE

|                                  |               |
|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>        | <i>Yes/No</i> |