

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

Date of decision: 29.08.2023

(I) CRM-M-45982-2019

PALWINDER SINGH

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

....Respondents.

(II) CRM-M-23100-2017

JASBIR KAUR AND OTHERS

....Petitioners

Versus

STATE OF PUNJAB AND OTHERS

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Ritesh Pandey, Advocate for the petitioner
in CRM-M-45982-2019.

Mr. Karan Chaudhary, Advocate for the petitioners
in CRM-M-23100-2017.

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

None for respondent No.2.

Mr. Amandeep Sharma, Advocate for
Mr. Amandeep Singh Manaise, Advocate for respondent No.3
in CRM-M-23100-2017.

SANJIV BERRY, J. (ORAL)

These two petitions, *i.e* CRM-M-45982-2019 and
CRM-M-23100-2017, are filed under Section 482 of the Code of Criminal
Procedure, 1973, for quashing of FIR No. 20 dated 15.03.2017 under
Sections 420, 465, 467, 468, 471 and 120-B of IPC and registered at Police

Station Sadar, District Gurdaspur, District Gurdaspur (Annexure P-1) and

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all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 07.06.2017 (Annexure P-2) 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 07.06.2017 (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 Judicial Magistrate Ist Class, Gurdaspur, vide report dated 21.01.2020, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. As per FIR, there were total four accused, namely, Palwinder Singh, Jasbir Kaur, Pardeep Kumar and Baljit Singh, but one accused filed petition i.e. CRM-M-45982-2019 and three accused filed CRM-M-23100-2017. Later on vide two separate orders, parties have been directed to get their statements recorded. Now, learned Judicial Magistrate Ist Class, Gurdaspur, vide report dated 21.01.2020 has sent report regarding the genuineness of the compromise effected between the parties with respect to all of the four accused persons.

[4]. In view of the report of the Judicial Magistrate Ist Class, Gurdaspur, 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

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complainants has himself compromised the dispute with the petitioners/accused persons.

[5]. In the circumstances, afore-mentioned both petitions are allowed. FIR No. 20 dated 15.03.2017 under Sections 420, 465, 467, 468, 471 and 120-B of IPC and registered at Police Station Sadar, District Gurdaspur, District Gurdaspur (Annexure P-1) qua petitioner, namely Palwinder Singh in CRM-M-45982-2019, and qua petitioners, namely Jasbir Kaur, Pardeep Kumar and Baljit Singh in CRM-M-23100-2017 and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise.

(SANJIV BERRY)
JUDGE

29.08.2023
kanika/preeti

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