

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

CRM-M-57843-2022  
Date of decision: 09.11.2023

Vibhakar Dev .....Petitioner.

Versus

State of UT and another ....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Pradeep Sharma, Advocate,  
for the petitioner.

Mr. Y.S. Rathore, Addl. P.P. UT Chandigarh.

Mr. Nitin Nandal, Advocate,  
for the complainant.

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SANJIV BERRY, J. (ORAL)

Instant petition has been preferred seeking quashing of the FIR (Annexure P-1), on the basis of compromise effected between the parties on the basis of compromise/agreement dated 13.12.2019 (Annexure P-2). Details of the FIR are as under: -

| FIR No. | Dated      | Sections          | Police Station                      |
|---------|------------|-------------------|-------------------------------------|
| 0361    | 21.11.2019 | 420 and 120-B IPC | P.S. Central Sector-17, Chandigarh. |

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

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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.

3. Learned Chief Judicial Magistrate, Chandigarh, vide report dated 22.08.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. Learned State counsel, on instructions from ASI Ram Lubana, Police Station Central Sector 17, Chandigarh, has reported that the complainant/respondent No. 2 has got recorded his statement on 27.09.2023 to the effect that he does not want to take any action in the aforesaid FIR in question (Annexure P-1), qua the present petitioner, thus, the FIR be quashed. Learned counsel for the complainant/respondent No. 2, who is represented by his counsel also admits the aforesaid factum of compromise.

5. In view of the aforesaid report of learned Chief Judicial Magistrate, Chandigarh, 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 complainants has himself compromised the dispute with the petitioners/ accused persons.

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6. In the circumstances, the present petition is allowed. FIR No. 361, dated 21.11.2019, under Section 420 and 120-B IPC, registered at Police Station Central Sector 17, Chandigarh, (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise/agreement qua the present petitioner.

09.11.2023  
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(SANJIV BERRY)  
JUDGE

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