

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

251

CRM-M-350-2023 (O&M)
Date of decision: 05.04.2024

DALIP KUMAR AND OTHERS

....Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Nakul Sharma, Advocate for the petitioners.

Ms. Sakshi Bakshi, AAG Punjab.

Mr. Manan Khetarpal, 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 23.12.2022 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
151	01.11.2019	420, 465, 467, 468, 471 and 120-B IPC	Bahawala, District Fazilka

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 23.12.2022 (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.

3. Vide order dated 11.03.2024, this Court had quashed the present FIR qua petitioner Nos.2 to 5 and the matter was adjourned to await the report of the

CRM-M-350-2023 (O&M)

trial Court as the statement of petitioner No.1 was not recorded.

4. The learned Judicial Magistrate First Class, Abohar vide report dated 01.04.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

5. Respondent No.2 is represented by his counsel and does not oppose the compromise.

6. In view of the aforesaid report of the learned Judicial Magistrate First Class, Abohar 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 the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioner/accused person.

7. In the circumstances, the present petition is allowed. FIR No.151 dated 01.11.2019 under Sections 420, 465, 467, 468, 471 and 120-B of IPC registered at Police Station Bahawala, District Fazilka (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner No.1. FIR qua petitioner Nos.2 to 5 has already been quashed vide order dated 11.03.2024.

8. Petition stands disposed of.

(SANJIV BERRY)
JUDGE

05.04.2024
S.Sharma(syr)

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/ No