

Sr. No.140

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

CRM-M-6812-2024
Date of decision: 08th April, 2024

AARTI**Petitioner**

versus

STATE OF PUNJAB AND OTHERS**Respondents**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Ruhani Chadha, Advocate
for the petitioner.

Ms. Himani Arora, A.A.G., Punjab.

Mr. Prikshit Thakur, Advocate
for respondents No.2 and 3.

HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.124 dated 11.06.2023, under Sections 354, 323 IPC, 1860, registered at Police Station Division No.8, District Jalandhar (Annexure P-1), on the basis of compromise deed dated 20.12.2023 (Annexure P-2) arrived at between the parties.

[2] Learned counsel for the petitioner contends that the FIR was registered at the instance of respondent No.2 on account of some misunderstanding. However, with the intervention of the respectables, the matter has now been amicably settled and the parties have executed compromise deed dated 20.12.2023 (Annexure P-2). As per the compromise, the parties have decided to put an end to all their grudges. Respondents No.2 and 3 do not want to pursue the FIR and they have no objection if the FIR is quashed.

[3] Learned counsel appearing on behalf of respondents No.2 and 3 has confirmed the factum of compromise between the parties.

[4] On 21.02.2024, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 13.03.2024, received from the Judicial Magistrate, Ist Class, Jalandhar, through the District & Sessions Judge, Jalandhar, the compromise effected between the parties appears to be genuine, voluntary and without any coercion or undue influence. The petitioner has not been declared as "Proclaimed Offender" and she is not involved in any other criminal case.

[6] Learned State counsel has not raised any objection regarding the acceptance of the present petition.

[7] The parties are neighbours. The dispute *inter se* the parties now stands amicably resolved. As per the compromise deed dated 20.12.2023 (Annexure P-2), the parties have decided to live peacefully in neighbourhood. The compromise arrived at between the parties is genuine and voluntarily made, as such, in view of the ratio of the decision of Hon'ble Apex Court in **Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543** and the decision of Hon'ble the Full Bench of this Court in **Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052**, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[8] Consequently, the present petition is allowed and FIR No.124 dated 11.06.2023, under Sections 354, 323 IPC, 1860, registered at Police Station

Division No.8, District Jalandhar (Annexure P-1) and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[9] However, the respondents No.2 and 3 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise deed dated 20.12.2023 (Annexure P-2) are violated.

[10] Pending miscellaneous application(s), if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)

JUDGE

08th April, 2024

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Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No