

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-15765-2018
Date of decision: 01.03.2024

PRIKSHIT KUMAR PAHWA

Versus

STATE OF PUNJAB AND OTHERS

....Petitioner

....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Binat Sharma, Advocate
for the petitioner.
Mr. Ankit Grewal, DAG, Punjab.
Mr. Gourav Goel, Advocate
for respondent No.2.
Mr. Sourav, Advocate
for respondent No.3.

.....

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 14.07.2014 and 31.05.2023 (Annexure P-2 and Annexure P-4) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
139	13.08.2013	420, 120-B IPC	Sohaana, District S.A.S. Nagar, Mohali

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit dated 14.07.2014 and 31.05.2023 (Annexure P-2 and Annexure P-4), 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. Judicial Magistrate Ist Class, SAS Nagar, vide report dated 28.02.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 and 3 are represented by their counsels and does not oppose the compromise.

4. In view of the report of the Judicial Magistrate Ist Class, S.A.S. Nagar, 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. 139 dated 13.08.2013, under Sections 420, 120-B IPC registered at Police Station Sohana, District S.A.S. Nagar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

01.03.2024
puneet

(SANJIV BERRY)
JUDGE

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