

Sr. No.285

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

CRM-M-15039-2021
Date of decision: 08th April, 2024

ROHAN**Petitioner**

versus

STATE OF PUNJAB AND ANR**Respondents**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Mohinder Kumar, Advocate
for the petitioner.

Mr. Ramandeep Singh, Sr. DAG, Punjab.

Mr. Sachin Kalia, Advocate for
Mr. Pranav Handa, 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.20 dated 22.03.2021, under Sections 354-D, 506 IPC, registered at Police Station Division No.4, Police Commissionerate Jalandhar, Jalandhar City, Punjab (Annexure P-1), on the basis of compromise deed dated 24.03.2021 (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-complainant on account of a misunderstanding. However, with the intervention of the respectables, the matter has now been amicably settled and the parties have executed compromise deed dated 24.03.2021 (Annexure P-2). As per the compromise, the parties have decided to put an end to all their grudges. Respondent No.2-complainant does not want to pursue the FIR and he has 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 04.09.2023, 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 21.03.2024, received from the Chief Judicial Magistrate, Jalandhar, through the District & Sessions Judge, Jalandhar, 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 he 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 reside in the same locality and they have decided to give quietus to the matter. The compromise between the parties is genuine and voluntarily made. 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.20 dated 22.03.2021, under Sections 354-D, 506 IPC, registered at Police Station Division No.4, Police Commissionerate Jalandhar, Jalandhar City, Punjab (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 24.03.2021 (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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<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>