

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

339

CRM-M-13672-2024 (O&M)
Date of decision: 15.04.2024

POORAN CHAND AND OTHERS

....Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Priyanshu Kamra, Advocate for the petitioner(s).

Mr. Adesh Pal Singh, AAG Punjab.

Mr. Shadab Ahmed, 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 02.02.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
179	26.07.2020	353, 186, 342, 323 and 149 IPC	City-1, Abohar, 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 02.02.2024 (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. The Sub Divisional Judicial Magistrate, Abohar vide report dated 08.04.2024 has apprised this Court that the compromise arrived at between the parties is genuine

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and without any pressure. The petitioners have also deposited the cost of Rs.10,000/- in compliance to the order dated 18.03.2024.

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

4. In view of the aforesaid report of the learned Sub Divisional Judicial Magistrate, 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 petitioners/ accused persons.

5. In the circumstances, the present petition is allowed. FIR No.179 dated 26.07.2020 under Sections 353, 186, 342, 323 and 149 of IPC registered at Police Station City-1, Abohar, District Fazilka (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

15.04.2024
S.Sharma(syr)

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/ No