

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-18935-2022
Date of decision: 22.05.2024

KULWANT SINGH....Petitioner

Versus

STATE OF PUNJAB AND ANOTHER....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Naveen Sharma, Advocate
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

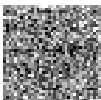
Mr. Munish Gulati, Advocate
for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise deed dated 26.04.2022 (Annexure P-2) and affidavit dated 27.04.2022 (Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
189	01.12.2019	420 and 120-B of IPC	Jodhewal, District Police Commissionerate, Ludhiana.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 26.04.2022 (Annexure P-2) and affidavit dated 27.04.2022 (Annexure P-3), 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



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respect to genuineness of the compromise arrived at between the parties.

3. Judicial Magistrate, Ludhiana, vide report dated 10.03.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

5. In view of the report of the Judicial Magistrate, Ludhiana, 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 petitioner/ accused person.

6. In the circumstances, the present petition is allowed. FIR No. 189 dated 01.12.2019, under Sections 420 and 120-B of IPC, registered at Police Station Jodhewal, District Police Commissionerate, Ludhiana (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

22.05.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |