

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-19589-2023
Date of decision: 13.02.2024

Sudhir Kumar @ Vicky
State of Punjab and another

Versus

....Petitioner.
....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. R.S. Dhillon, Advocate,
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

Mr. Barjinder Singh, Advocate,
for the complainant-respondent No. 2.

.....

SANJIV BERRY, J. (ORAL)

[1]. Instant petition has been preferred under Section 482 Cr. PC seeking quashing of the FIR (Annexure P-1), and all other subsequent proceedings arising therefrom on the basis of compromise effected between the parties dated 16.09.2022 (Annexure P-2). Details of the FIR are as under: -

FIR No.	Dated	Sections	Police Station
76	19.06.2022	311, 384, 506, 34 IPC	Khuian Sarwar, 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 16.09.2022 (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.

[3]. Learned Judicial Magistrate Ist Class, Abohar, vide report dated 05.07.2023, 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 aforesaid report of learned Judicial Magistrate Ist Class, 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 with the criminal proceedings pending, since respondent No. 2 has himself compromised the dispute with the petitioner.

[6]. In the circumstances, the present petition is allowed. FIR No. 76 dated 19.06.2022 under Sections 311, 384, 506 and 34 IPC registered at Police Station Khuian Sarwar, District Fazilka, (Annexure P-1) and all subsequent proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

13.02.2024
preeti

(SANJIV BERRY)
JUDGE

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