

CRM-M-21085-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-21085-2024
Date of decision: 31.08.2024

NIRMAL LAL
Versus
STATE OF PUNJAB AND ANR.
....Petitioner
....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Atinderpal Singh, Advocate for
Mr. V.K. Kaushal,
Advocate for the petitioner.

Mr. Ankit Grewal, DAG Punjab.

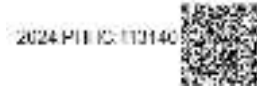
Mr. Charitr Kadyan,
Advocate for respondent No.2.
.....

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/affidavit dated 29.02.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
214	19.12.2017	420 IPC	Garhshankar, District Hoshiarpur

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise /affidavit dated 29.02.2024 (Annexure P-2), which is duly signed by them. The matter was referred to the Court below for recording of statements of



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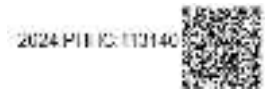
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the parties and to report with respect to genuineness of the compromise arrived at between the parties. In compliance to orders dated 22.08.2024 passed by this Court learned Sub Divisional Judicial Magistrate, Garhshankar has submitted his explanation. The same is perused and taken on record. Further, vide said report dated 30.08.2024 learned Sub Divisional Judicial Magistrate, Garhshankar, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No. 2 is represented by his counsel and does not oppose the compromise. In compliance to the order dated 16.07.2024, an amount of Rs.10,000/- has been deposited with the Society for the Care of Blind, Sector-7, Chandigarh and receipt thereof is annexed with the report.

4. In view of the report of the learned Sub Divisional Judicial Magistrate Garhshankar, 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. 214 dated 19.12.2017, under Section 420 IPC, registered at Police Station Garhshankar, District Hoshiarpur (Annexure P-1) and all consequential



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proceedings arising therefrom, are hereby quashed on the basis of
compromise qua the present petitioner.

31.08.2024
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(SANJIV BERRY)
JUDGE

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