



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-27055-2024
Date of decision: 03.07.2024

HARSHARAN SINGH
....Petitioner

Versus

STATE OF PUNJAB AND ANOTHER
....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Ms. Ramandeep Kaur, Advocate for
Mr. Varinder Basa, Advocate for the petitioner.

Mr. Adesh Pal Singh, AAG, Punjab.

Ms. Sunita Bishnoi, 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 dated 03.03.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Section	Police Station
73	27.05.2017	420 of IPC	City Batala, District Batala, Gurdaspur

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 03.03.2023 (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. Additional Civil Judge (Senior Division),

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cum-Sub Divisional Judicial Magistrate, Batala, vide report dated 06.06.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. The petitioner has also deposited cost of Rs.10,000/- in compliance of order dated 27.05.2024.

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

4. In view of the report of the Additional Civil Judge (Senior Division), cum-Sub Divisional Judicial Magistrate, Batala 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.

5. In the circumstances, the present petition is allowed. FIR No. 73 dated 27.05.2017 under Section 420 of IPC, registered at Police Station City Batala, District Batala, Gurdaspur (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

03.07.2024
Kanika

- i)

Whether speaking/reasoned?

Yes/No
- ii)

Whether reportable?

Yes/No