



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

318/A

CRM-M-28239-2024 (O&M)
Date of decision: 01.08.2024

PANKAJ DOGRA AND OTHERS

...Petitioners

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present : Mr. Rajat Malhotra, Advocate
for the petitioners (through video conferencing).

Mr. D.B. Singh, Sr. DAG, Punjab.

Mr. Vipul Goel, Advocate for
Ms. Jagdeep Kaur, Advocate
for respondents No.2 to 5.

HARPREET KAUR JEEWAN , J.

[1] The present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.85 dated 19.03.2021 registered at Police Station Division No.8, District Ludhiana under Sections 323, 324, 427, 506, 451, 149 IPC (Section 354-A IPC added later on after deleting Section 354 IPC), on the basis of compromise deed dated 10.05.2024 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioners *inter alia* contends that the FIR was registered due to misunderstanding between the parties. The parties are neighbourers. He further contends that the matter has been settled between the parties and compromise deed dated 10.05.2024 (Annexure P-2) has been executed between them. As such, respondents No.2 to 5 do not want to take any action in



the FIR.

[3] Learned counsel for respondents No.2 to 5 confirms about the factum of compromise between the parties.

[4] Learned State counsel has not raised any objection regarding the acceptance of the present petition. He has informed that on the basis of the version of the FIR, none of the injuries are grievous in nature on the person of any of the injured.

[5] On 31.05.2024, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[6] As per the report dated 22.07.2024 received from Chief Judicial Magistrate, Ludhiana forwarded through the office of District and Sessions Judge, Ludhiana, compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioners have not been declared as 'Proclaimed Offenders'.

[7] The parties are neighbours; there are no grievous injuries on the person of any of the injured; and matter has been settled amicably between the parties, as such, further pursuing the matter on the basis of the FIR would not be in the interest of justice.

[8] Keeping in view the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in **Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543** and the decision of Hon'ble the Full Bench of this Court in **Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052**, the ends of justice would meet if the FIR and consequential proceedings are quashed



by accepting the compromise between the parties.

[9] Consequently, this petition is allowed and FIR No.85 dated 19.03.2021 registered at Police Station Division No.8, District Ludhiana under Sections 323, 324, 427, 506, 451, 149 IPC (Section 354-A IPC added later on after deleting Section 354 IPC) (Annexure P-1) and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[10] However, the respondents No.2 to 5 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise (Annexure P-2) are violated.

[11] Pending miscellaneous application(s), if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

01.08.2024

P.Bhatt

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No