

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-60293-2023
Date of decision: 28.02.2024

Saurabh Monga.....Petitioner.

Versus

State of Punjab and another...Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- M/s Gautam Dutt and Karan Pathak, Advocates
for the petitioner.

Mr. Japjot Singh, AAG Punjab.

M/s J.S. Jaidka and Abhishek Khullar, Advocates,
for respondent No. 2.

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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 consequential proceedings arising therefrom on the basis of compromise/affidavit dated 16.05.2023 (Annexure P-2). Details of the FIR are as under: -

FIR No.	Dated	Sections	Police Station
65	09.04.2023	420, 465, 467, 468 and 471 IPC	Sadar Ludhiana, 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 /affidavit dated 16.05.2023 (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.

3. Learned Judicial Magistrate Ist Class, Ludhiana, vide report dated 19.02.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

5. In view of the aforesaid report of learned Judicial Magistrate Ist Class, 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 respondent No. 2 has himself compromised the dispute with the petitioner/ accused person.

6. In the circumstances, the present petition is allowed. FIR No. 65 dated 09.04.2023 under Sections 420, 465, 467, 468, 471 IPC, registered at Police Station Sadar Ludhiana, District Police

Commissionerate Ludhiana, and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

28.02.2024
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(SANJIV BERRY)
JUDGE

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