

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-62637-2023
Date of decision: 31.01.2024

KULWINDER KAUR AND ANOTHERPetitioners.

Versus

STATE OF PUNJAB AND ANOTHERRespondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. S.K. Raghuvanshi, Advocate
and Mr. Vijay Lath, Advocate
for the petitioners.
Mr. R.S. Khaira, DAG, Punjab.
Mr. Manjot Singh, Advocate
Mr. Surender Sharma, 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 08.12.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
0025	09.09.2023	379 of IPC	P.S. Sadar Kurali, Tehsil Kharar, District SAS Nagar (Mohali)

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise dated 08.12.2023 (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. Learned Civil Judge (Jr. Div.)-cum-Judicial Magistrate Ist Class, Kharar, District SAS Nagar, vide report dated 25.01.2024, 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.

4. In view of the report of the learned Civil Judge (Jr. Div.)-cum-Judicial Magistrate Ist Class, Kharar, District SAS Nagar 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. 0025 dated 09.09.2023, under Section 379 of IPC registered at P.S. Sadar Kurali, Tehsil Kharar, District SAS Nagar (Mohali) (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise dated 08.12.2023 (Annexure P-2) qua the present petitioners.

(SANJIV BERRY)
JUDGE

31.01.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |