

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH
CRM-M-64431-2023
Date of decision: 22.02.2024

MAMTA AND ORS. ...Petitioners

VS

STATE OF PUNJAB AND ANOTHER ...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Ms. Bhupinder Kaur, Advocate
for the petitioners.

Mr. Harpreet Singh, Addl. AG, Punjab.

Ms. Vaishali Kamboj, Advocate for respondent No.2.

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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 deed dated 14.04.2022 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
79	12.04.2022	420, 448, 465, 467, 468, 471 and 120-B IPC	City Kapurthala, Kapurthala

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 14.04.2022 (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. Chief Judicial Magistrate Kapurthala, vide report dated 14.02.2024, 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 Chief Judicial Magistrate Kapurthala 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. 79 dated 12.04.2022 under Sections 420, 448, 465, 467, 468, 471 and 120-B of IPC registered at Police Station City Kapurthala, Kapurthala (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

22.02.2024
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(SANJIV BERRY)
JUDGE

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