

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-64455-2023
Date of decision: 29.01.2024

ASHOK KUMAR GARG AND OTHERS
....Petitioners

Versus

STATE OF PUNJAB AND ANOTHER
....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Anmol Puri, Advocate for the petitioners.

Mr. Gurpreet Singh Sandhu, DAG, Punjab.

Dr. Rau P.S. Girwar, Advocate and
Ms. Archana Arora, Advocate
for respondent No.2-complainant.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 06.10.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
47	09.04.2021	353, 186 and 34 of IPC	City Budhlada, District Mansa

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 06.10.2023 (Annexure P-2), which is duly signed by them. The matter was referred to the Court below for recording of statements of the

CRM-M-64455-2023

2

parties and to report with respect to genuineness of the compromise arrived at between the parties. Sub Divisional Judicial Magistrate, Budhlada, vide report dated 24.01.2024, 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 Sub Divisional Judicial Magistrate, Budhlada, 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. 47 dated 09.04.2021, under Sections 353, 186 and 34 of IPC, registered at Police Station City Budhlada, District Mansa (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

29.01.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |