

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-6258-2020

Date of decision: 26.04.2023

BALWINDER SINGH AND ORS

....Petitioners.

Versus

STATE OF PUNJAB AND ANOTHER

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Harjinder Singh, Advocate for the petitioners.

Ms. Kanica Sachdeva, Assistant Advocate General, Punjab.

Mr. Navjot Kaur, Advocate for

Mr. A.S. Khinda, Advocate for respondent No.2.

SANJIV BERRY, J.

This is a petition filed under Section 482 of the code of Criminal Procedure, 1973, for quashing of FIR No.84 dated 26.09.2019 under Sections 323, 324, 148 and 149 of IPC and Section 326 of IPC added later on, registered at Police Station Fattudhinga District Kapurthala (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise (Annexure P-2) executed between the parties.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed (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

CRM-M-6258-2020

-2-

parties. The Sub-Divisional Judicial Magistrate, Sultanpur Lodhi, vide report dated 16.03.2020, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. In view of the report of the Sub Divisional Judicial Magistrate, Sultanpur Lodhi, 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.84 dated 26.09.2019 under Sections 323, 324, 148 and 149 of IPC and Section 326 of IPC added later on, registered at Police Station Fattudhinga District Kapurthala (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

26.04.2023

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