

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

273

CRM-M-14618-2023

Date of decision: 03.08.2023

Gurmukh Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL**Present:** None for the petitioner.

Mr. A.P.S. Tung, DAG, Punjab.

Mr. Puneet Sharma, Advocate
for respondent No.2.

SUVIR SEHGAL, J. (ORAL)

1. Instant petition has been filed under Section 482 Cr.PC seeking quashing of FIR No.26 dated 15.03.2015, (Annexure P-1) registered under Sections 452, 323, 295, 506, 147 IPC, at Police Station Mullanpur Garibdas, District S.A.S Nagar (Mohali) and all subsequent proceedings arising therefrom on the basis of compromise dated 23.02.2023 (Annexure P-2).

2. Counsel representing the complainant-respondent No.2 submits that FIR (Annexure P-1) is an outcome of a minor altercation between the parties. It has been submitted that although offence under Section 295 IPC has been added but the allegation is that the accused pulled the complainant's beard. It has further been submitted that the dispute has been amicably settled and the complainant does not have any objection, in case, the criminal proceedings are quashed.

3. I have heard the counsel for the State and complainant-respondent No.2.

4. In deference to order dated 23.03.2023, report has been received

from the trial Court. The relevant extract of the same is as under:

"1. *There is only one accused Gurmukh Singh arrayed as accused in the present FIR.*

2. *No accused is declared as Proclaimed Offender in this case.*

3. *Accused Gurmukh Singh is involved in present case i.e. FIR No.26 dated 15.03.2015, u/s 452, 323, 295, 506, 147 of IPC, P.S. Mullanpur Garibdass only. Except the said case, he is not involved in any other case.*

4. *The statement of Investigating Officer is recorded and as per his statement there is only one victim/complaint namely Gurmeet Singh in the present FIR. His statement is also sent along with report."*

5. Keeping in view the settlement, report of the Trial Court and the judgments of Supreme Court in ***Gian Singh Versus State of Punjab and another, 2012(4) RCR (Criminal) 543*** and ***Parbatbhai Aahir alias Parbatbhai Bhimsinhbhai Karmur and others Versus State of Gujarat and another (2017) 9 SCC 641***, this Court is of the opinion that quashing of the criminal proceedings would restore peace and harmony between the parties, who are residents of adjoining areas.

6. Accordingly, petition is allowed. FIR No.26 dated 15.03.2015 (Annexure P-1), registered under Sections 452, 323, 295, 506, 147 IPC, at Police Station Mullanpur Garibdas, District S.A.S Nagar (Mohali) and all subsequent proceeding arising therefrom, is quashed **qua the petitioner.**

03.08.2023

Parveen kumar

(SUVIR SEHGAL)
JUDGE

Whether speaking/reasoned :Yes/No
Whether reportable :Yes/No