

253/2

2023:PHHC:077437

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

CRM-M-16897-2023

Date of Decision: 24.05.2023

GURMAIL SINGH AND ANOTHER

...Petitioners

Vs.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Himanshu Puri, Advocate for the petitioners.
Mr. Mohit Thakur, AAG, Punjab.
Mr. Sunny Kumar Singla, Advocate for respondent Nos.2 & 3.

SANJIV BERRY, J. (Oral)

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of cross case bearing GD No. 29 dated 19.06.2022 under Sections 323, 324, 341, 506, 34 IPC registered at Police Station Pasyana, District Patiala (Annexure P-2) in FIR No. 106 dated 19.06.2022 under Sections 323, 324, 341, 506 & 34 IPC registered at Police Station Pasyana, District Patiala (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 22.03.2023 (Annexure P-3) 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 dated 22.03.2023 (Annexure P-3), 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. The Judicial Magistrate, 1st Class, Patiala vide report dated 02.05.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondents No. 2 is represented by their counsel and do not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate, 1st Class, Patiala 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.

[5]. In the circumstances, the present petition is allowed. Cross case GD No. 29 dated 19.06.2022 under Sections 323, 324, 341, 506, 34 IPC registered at Police Station Pasyana, District Patiala (Annexure P-2) in FIR No. 106 dated 19.06.2022 under Sections 323, 324, 341, 506 & 34 IPC registered at Police Station Pasyana, District Patiala (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioners subject to cost of Rs.5,000/- to be paid by the petitioners within a period of one month from today. The cost shall be deposited in the following account: -

**Account Name-Punjab and Haryana High Court Bar
Association Lawyer's Family Welfare Fund
Account No. 41564846387
Bank Name-SBI High Court Branch.**

**(SANJIV BERRY)
(JUDGE)**

24.05.2023

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