

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

CRM-M-22052-2023

Date of Decision: 21.08.2023

PARMINDER SINGH @ PINDER AND ANOTHER

...Petitioners

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Mohd. Yousaf, Advocate for the petitioners.

Mr. Harpreet Singh, Addl. AG, Punjab.

Mr. Abdul Aziz, Advocate for respondent No.2.

SANJIV BERRY, J. (Oral)

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 34 dated 20.03.2008 under Section 307 (later on set aside), 326, 324, 323, 148 & 149 IPC registered at Police Station Bhogpur, District Jalandhar (Annexure P-1) and judgment of conviction and sentence under Section 326, 324 and 34 IPC dated 16.02.2017/27.02.2012 passed by learned Additional Sessions Judge, Jalandhar (Annexure P-2) and all consequential proceedings arising therefrom on the basis of compromise dated 10.01.2020 (Annexure P-3) executed between the parties.

[2]. The parties have arrived at a settlement vide compromise dated 10.01.2020 (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 Additional and Sessions Judge, Jalandhar, vide report dated 07.08.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3] On perusal of the report, it transpires that initially the present FIR was registered against five persons, namely Ranjodh Singh @ Jodha, Ranjit Singh, Ajay Pal Singh, Parminder Singh @ Pinder and Dharminder Singh and during the investigation, two accused namely Ranjit Singh and Ajay Pal Singh were declared innocent whereas accused Dharminder Singh is yet to be arrested.

[4]. Respondent No. 2 is represented by the counsel and does not oppose the compromise.

[5]. In view of the report of the Additional and Sessions Judge, Jalandhar, 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.

[6]. In the circumstances, the present petition is allowed. FIR No. 34 dated 20.03.2008 under Section 307 (later on set aside), 326, 324, 323, 148 & 149 IPC registered at Police Station Bhogpur, District Jalandhar (Annexure P-1) and judgment of conviction and sentence under Section 326, 324 and 34 IPC dated 16.02.2017/27.02.2012 passed by learned Additional Sessions Judge, Jalandhar (Annexure P-2) and all consequential proceedings

arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioners.

(SANJIV BERRY)
(JUDGE)

21.08.2023
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Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*