

267

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

**CRM-M-22480-2023
DATE OF DECISION :- 29.08.2023**

Balwant Singh alias Makhan and others**...Petitioners**

Versus

State of Union Territory, Chandigarh and others**...Respondents****CORAM: HON'BLE MR. JUSTICE SANJIV BERRY****Present:-** Mr. Mohit Sharma, Advocate for the petitioners.

Mr. A.M. Punchhi, PP, U.T., Chandigarh

Mr. Manwinder Singh Brar, Advocate
for respondents No. 2 and 3.

SANJIV BERRY, J.

1. This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No.53 dated 24.4.2023 under Sections 147/148/149/323/427/324/341/452/506 IPC registered at Police Station Mauli Jagran, Chandigarh (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 28.4.2023 (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 dated 28.4.2023 (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 parties. The Judicial Magistrate Ist Class (Duty), Chandigarh,

vide report dated 17.7.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. In view of the report of Judicial Magistrate Ist Class (Duty), Chandigarh, 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 complainants respondents No. 2 and 3 have himself compromised the dispute with the petitioners/ accused persons.

4. In the circumstances, the present petition is allowed and the FIR No.53 dated 24.4.2023 under Sections 147/ 148/ 149/ 323/ 427/ 324/ 341/ 452/506 IPC registered at Police Station Mauli Jagran, Chandigarh (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

29.08.2023
p.singh

Whether speaking/reasoned

Whether Reportable

Yes/No

Yes/No