

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25686-2023
DECIDED ON: 03.11.2023

TEJPREET SINGH ALIAS TEJPREET PETITIONER

VERSUS

STATE PUNJAB AND ANOTHER RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. J.S. Bhandohal, Advocate
 for the petitioner.

 Mr. Jaspal Singh Guru, AAG, Punjab.

 Ms. Manveer Kaur, Advocate
 for respondent No.2.

SANJIV BERRY, J (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/settlement dated 25.04.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
301	27.10.2021	323, 451, 427, 506, 34 IPC	Salem Tabri, District Police Commissionerate Ludhiana

2. Short reply dated 19.10.2023 in the form of affidavit of Sumit Sood, PPS Assistant Commissioner of Police, North Ludhiana on behalf of respondent No.1-State has been filed. The same is taken on

record. Copy thereof has been supplied to learned counsel for the petitioner.

3. Learned State counsel submits that challan in the aforesaid FIR has been presented only qua the present petitioner. In pursuance to the order dated 19.05.2023 passed by this Court, the statements of the petitioner as well as respondent No.2 have been recorded by learned Trial Court.

4. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 25.04.2023 (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 learned Judicial Magistrate 1st Class, Ludhiana vide report dated 19.08.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

5. Respondent No. 2 is represented by his counsel and does not oppose the compromise.

6. In view of the aforesaid report of the learned Judicial Magistrate 1st Class, Ludhiana 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.

7. In the circumstances, the present petition is allowed. FIR No.301 dated 27.10.2021, under Sections 323, 451, 427, 506, 34 IPC registered at Police Station Salem Tabri, District Police Commissionerate Ludhiana (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

03.11.2023

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(SANJIV BERRY)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>