

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

CRM-M-29521-2021

Date of Decision: 24.05.2023

JAGTAR SINGH @ AVTAR SINGH @TARI

...Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Ajeet Pal Singh Pakka, Advocate
for the petitioner.

Mr. Mohit Thakur, AAG, Punjab.

Mr. H.S. Sehgal, Advocate for
Mr. A.S. Sra, 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. 5 dated 12.01.2021 under Sections 304, 279, 337, 427 IPC (Section 304 IPC was converted into 304-A IPC vide G.D.No. 39 dated 03.02.2021 registered at police Station Talwandi Sabo, Bathinda (Annexure P-1) and all consequential proceedings arising therefrom on the basis of affidavit of respondent No.2 dated 23.02.2021 (Annexure P-2).

[2]. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide affidavit of respondent No.2 dated 23.02.2021 (Annexure P-2) which is duly signed by him. 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 District and Sessions Judge, Bathinda, vide report

dated 20.01.2022, 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 District and Sessions Judge, Bathinda, 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 petitioner.

[5]. In the circumstances, the present petition is allowed. FIR No. 5 dated 12.01.2021 under Sections 304, 279, 337, 427 IPC (Section 304 IPC was converted into 304-A IPC vide G.D.No. 39 dated 03.02.2021 registered at police Station Talwandi Sabo, Bathinda (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioner.

(SANJIV BERRY)
(JUDGE)

24.05.2023

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