

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-25732-2023
Date of decision: 29.09.2023

NIRMAL SINGH AND ORSPetitioners

Versus

STATE OF PUNJAB AND OTHERSRespondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Ms. Nisha Rana, Advocate for the petitioners.

Mr. Anmol Singh Sandhu, AAG, Punjab.

Ms. Priyanka, Advocate for
Ms. Pinki Mehla, Advocate for respondent No.4.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 27.04.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
0179	26.10.2020	323, 341, 506, 427, 148 and 149 of IPC.	Phase-1, District SAS Nagar, Mohali.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed/affidavit dated 27.04.2023 (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. Chief Judicial Magistrate-

cum-Addl. Civil Judge (Senior Division), SAS Nagar, Mohali, vide report dated 26.09.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No. 4 is represented by his counsel and does not oppose the compromise.

4. In view of the report of the Chief Judicial Magistrate-cum-Addl. Civil Judge (Senior Division), SAS Nagar, Mohali, 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.

5. In the circumstances, the present petition is allowed. FIR No. 0179 dated 26.10.2020, under Sections 323, 341, 506, 427, 148 and 149 of IPC, registered at Police Station Phase-1, District SAS Nagar, Mohali, (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

29.09.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |