

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

CRM-M-26757-2023

Date of decision: 27.07.2023

DILBAG SINGH AND ANOTHER

....Petitioners.

Versus

STATE OF PUNJAB AND ANOTHER

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Rajvir Singh, Advocate for the petitioners.

Mr. Harpreet Singh, Addl. A.G., Punjab.

Mr. Gagandeep Singh, Advocate for respondent No.2.

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SANJIV BERRY, J.

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 07 dated 23.01.2018, under Sections 420, 120-B of IPC and Section 24 of Immigration Act, 1983 registered at Police Station Chohla Sahib, District Tarn Taran, (Annexure P-1) and all consequential proceedings arising there from on the basis of compromise dated 19.05.2023 (Annexure P-3) 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 19.05.2023 (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. Judicial Magistrate Ist Class, Tarn Taran, vide

report dated 26.07.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

4. In view of the report of the Judicial Magistrate Ist Class, Tarn Taran, 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 has himself compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 07 dated 23.01.2018, under Sections 420, 120-B of IPC and Section 24 of Immigration Act, 1983 registered at Police Station Chohla Sahib, District Tarn Taran, (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

27.07.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |