

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

CRM-M-29410-2022

Date of decision: 01.08.2023

Bharat Bhushan Sharma

....Petitioner.

Versus

State of Punjab and another

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Atul Kaushik, Advocate,
for the petitioner.

Mr. Harpreet Singh, Addl. AG, Punjab.

Mr. Jasmeet Singh Bedi, 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. 0051 dated 04.06.2022, under Sections 328, 384, 385 IPC, read with Section 67-A of IT Act, registered at Police Station Dhakoli, District Mohali, (Annexure P-1) and all other proceedings arising therefrom on the basis of compromise dated 24.06.2022 (Annexure P-2).

[2]. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 24.06.2022 (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, Dera Bassi, vide report dated 05.04.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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[3]. Respondent No. 2 is represented by her counsel and does not oppose the compromise.

[4]. In view of the aforesaid report of the Judicial Magistrate Ist Class, Dera Bassi, 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/respondent No. 2 has herself compromised the dispute with the petitioner/ accused person.

[5]. In the circumstances, the present petition is allowed. FIR No. 0051 dated 04.06.2022, under Sections 328, 384, 385 IPC, read with Section 67-A of IT Act, registered at Police Station Dhakoli, District Mohali, (Annexure P-1) and all other proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

01.08.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |