

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37452-2023
DECIDED ON: 02.11.2023

SHAMSHER SINGHPETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. Mitul Singh Rana, Advocate
for the petitioner.

Mr. Anmol Singh Sandhu, AAG, Punjab.

Mr. Ashu Rana, Advocate for
Ms. Nisha Rana, Advocate for respondents No.2 and 3.

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 12.07.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
74	25.06.2019	307, 506 of IPC and 27 of the Arms Act	PS Mukerian, District Hoshiarpur

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 12.07.2023 (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 Chief Judicial Magistrate, Hoshiarpur vide report dated 19.10.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 and 3 are represented by their counsel and do not oppose the compromise.

4. In view of the aforesaid report of the Chief Judicial Magistrate, Hoshiarpur 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/ accused person.

5. In the circumstances, the present petition is allowed. FIR No.74 dated 25.06.2019, under Sections 307, 506 of IPC and Section 27 of the Arms Act registered at Police Station PS Mukerian, District Hoshiarpur (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

(SANJIV BERRY)
JUDGE

02.11.2023

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