

BERJINDER SINGH RANA AND OTHERS

...Petitioners

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Rajesh Kumar Kashyap, Advocate for the petitioner.

Mr. Harpreet Singh, Addl. AG, Punjab.

Ms. Amandeep Kaur, Advocate for respondent No.2.

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 dated 31.07.2023 (Annexure P-2) executed between the parties.

Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
23	09.05.2023	325, 323, 506 & 34 IPC	Handesra, District SAS Nagar (Mohali), Punjab.

[2]. The parties have arrived at a settlement vide compromise dated 31.07.2023 (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 Judicial Magistrate, 1st Class, Dera Bassi, vide report dated

31.08.2023, 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 the counsel and does not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate, 1st 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 the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioners.

[5]. In the circumstances, the present petition is allowed. FIR No. 23 dated 09.05.2023 under Sections 325, 323, 506 & 34 IPC registered at Police Station Handesra, District SAS Nagar (Mohali), Punjab (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise *qua* the present petitioners.

(SANJIV BERRY)
(JUDGE)

01.09.2023

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