

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-42096-2023
Date of decision: 14.11.2023

Rakesh @ Narinder Kumar and orsPetitioners.

Versus

State of Punjab and othersRespondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Deepak Arora, Advocate,
for the petitioners.

Mr. Aditya Kapoor, AAG, Punjab.

Ms. Kamalpreet Kaur, Advocate,
for Mr. G.S. Rawat, Advocate,
for respondents No. 2 and 3.

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SANJIV BERRY, J. (ORAL)

Instant petition has been preferred seeking quashing of the FIR (Annexure P-1), and all other subsequent proceedings arising therefrom on the basis of compromise dated 06.05.2023 (Annexure P-2) executed between the parties. Details of the FIR are as under: -

FIR No.	Dated	Sections	Police Station
0052	28.04.2023	323, 341, 506, 148, 149 IPC	P.S. Garhshankar, 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 06.05.2023 (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.

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[3]. Learned Sub Divisional Judicial Magistrate, Garhshankar, vide report dated 22.09.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. It is also reported that in compliance to the order dated 25.08.2023, cost of Rs. 10,000/- has also been deposited by the petitioners.

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

[5]. In view of the aforesaid report of learned Sub Divisional Judicial Magistrate, Garhshankar, 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 respondents No. 2 and 3 have themselves compromised the dispute with the petitioners/ accused persons.

[6]. In the circumstances, the present petition is allowed. FIR No. 0052 dated 28.04.2023 under Sections 323, 341, 506, 148 and 149 IPC, registered at Police Station Garhshankar, District Hoshiarpur (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

14.11.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |