

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

CRM-M-43262-2023

Date of decision: 16th November, 2023

Kiran Bala and another

...Petitioner(s)

Versus

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Ashish Soi, Advocate for the petitioners.
Mr. Aditya Kapoor, AAG, Punjab.
Mr. Kapil Gupta, Advocate for
Mr. H.S. Sidhu, Advocate for respondent No.2.

SANJIV BERRY, J (Oral):

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 70, dated 16th August, 2023, under Sections 323, 324, 326 read with Section 34 of Indian Penal Code, 1860, registered at Police Station Rahon, SBS Nagar, Punjab (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 25th August, 2023 (Annexure P-2) 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 25th August, 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 Additional Chief Judicial Magistrate, Shaheed Bhagat Singh Nagar, vide report dated 5th October, 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 Additional Chief Judicial Magistrate, Shaheed Bhagat Singh Nagar, 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 petitioners/ accused persons.

[5]. In the circumstances, the present petition is allowed. FIR No. 70, dated 16th August, 2023, under Sections 323, 324, 326 read with Section 34 of Indian Penal Code, 1860, registered at Police Station Rahon, SBS Nagar, 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

16th November, 2023

Parveen Sharma

1. Whether speaking/ reasoned
2. Whether reportable

: Yes / No
: Yes / No