

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-43597-2023
DECIDED ON: 07.11.2023

PUSHPINDER ATTRI AND ORS
.....PETITIONER

VERSUS

STATE OF HARYANA AND ANOTHER
.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. Sandeep Singh Jattan, Advocate
for the petitioners.

Mr. Vishal Malik, DAG, Haryana.

Mr. Sandeep Saini, 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, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/settlement dated 23.08.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
131	14.03.2023	148, 149, 323, 387, 506 of IPC and (Section 120-B of IPC added later on) and Section 25 of Arms Act	Pinjore, District Panchkula

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 23.08.2023 (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 learned Sub Divisional Judicial Magistrate, Kalka vide report dated 19.09.2023 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 aforesaid report of the learned Sub Divisional Judicial Magistrate, Kalka 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.131 dated 14.03.2023, under Sections 148, 149, 323, 387, 506 of IPC and (Section 120-B of IPC added later on) and Section 25 of Arms Act

of IPC registered at Police Station Pinjore, District Panchkula (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

07.11.2023
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(SANJIV BERRY)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>