

CRM-M-44518-2023
Date of decision: 10.10.2023

Versus

State of Punjab and others **....Respondents.**

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Sandeep Godara, Advocate,
for the petitioners.

Mr. Subhash Godara, Addl. AG, Punjab.

Mr. Ajay Pal Singh Rehan, Advocate,
for the respondents No. 2 and 3.

.....

SANJIV BERRY, J. (ORAL)

Instant petition has been preferred seeking quashing of the Rapat/GD (Annexure P-2), registered as cross version in case FIR No. 149 dated 15.12.2013 under Sections 324, 323, 34, 447 and 427 IPC, (Section 326 IPC added later on) registered at P.S. Sri Hargobindpur, Police District Batala, District Gurdaspur (Annexure P-1), and all other subsequent proceedings arising therefrom on the basis of compromise effected between the parties on the basis of compromise dated 14.04.2023 (Annexure P-3). Details of the Rapat/GD are as under: -

Rapat/ GD No.	Dated	Sections	Police Station
22	17.12.2013	Sections 324, 323, 506, 148 and 149 IPC, (Section 326 IPC added subsequently)	P.S. Sri Hargobindpur, Police District Batala, District Gurdaspur

[2]. It is, *inter alia*, contended by learned counsel for the petitioners that during the pendency of the proceedings, with the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 14.04.2023 (Annexure P-3), 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.

[3] Learned Judicial Magistrate First Class, Batala, vide report dated 25.09.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[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 Judicial Magistrate First Class, Batala, dated 25.09.2023 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 respondents No. 2 and 3 have themselves compromised the dispute with the petitioners/ accused persons.

[6]. In the circumstances, the present petition is allowed. Rapat/G.D. No. 22 dated 17.12.2013 under Sections 324, 323, 506, 148

Station Sri Hargobindpur, Police District Batala, District Gurdaspur, being the cross version in case FIR No. 149 dated 15.12.2013 (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

10.10.2023
preeti

(SANJIV BERRY)
JUDGE

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