

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-52663-2022
DECIDED ON: 02.11.2023

PARTAP SINGH AND OTHERS.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. Amandeep Singh, Advocate for
Mr. Vikasdeep Singh, Advocate
for the petitioners.

Mr. Anmol Singh Sandhu, AAG, Punjab.

Mr. Vikas Gupta, Advocate
for respondent Nos.2 and 3.

SANJIV BERRY, J (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of DDR (Annexure P-2) and all consequential proceedings arising therefrom on the basis of compromise/settlement dated 05.07.2022 (Annexure P-3) executed between the parties. Details of the DDR are as follows:

DDR No.	Dated	Sections	Police Station
44	05.08.2021	326, 324, 323 and 34 of IPC	PS Khem Karan, District Tarn Taran

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 05.07.2022 (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. The Judicial Magistrate Ist Class, Patti vide report dated 05.10.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent Nos. 2 and 3 are represented by their counsel and do not oppose the compromise.

4. In view of the aforesaid report of the Judicial Magistrate Ist Class, Patti 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. DDR No.44, dated 05.08.2021 under Sections 326, 324, 323 and 34 of IPC of IPC registered at Police Station PS Khem Karan, District Tarn Taran (Annexure P-2) in FIR No.52 dated 05.08.2021, under Sections 326, 325, 323, 34 IPC, 1860 registered at Police Station Khem Karan, District Tarn Taran (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

02.11.2023

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