

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-48926-2023
Date of decision: 08.11.2023

MANGAL SINGH AND ORSPetitioners

Versus

STATE OF PUNJAB AND OTHERSRespondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. P.K.S. Phoolka, Advocate for the petitioners.
Mr. Anmol Singh Sandhu, AAG, Punjab.
Mr. Davinder Kumar, Advocate for respondents No.2 to 6.

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/affidavit (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
0089	02.11.2022	336, 323, 148, 149, 506 and 201 of IPC and Sections 27 and 25 of Arms Act.	Bajakhana, District Faridkot.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed/affidavit (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

CRM-M-48926-2023

2

between the parties. A copy of Receipt of costs of Rs. 20,000/- has been placed on record in compliance of the order dated 20.10.2023. Judicial Magistrate Ist Class, Faridkot, vide report dated 31.10.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 to 6 are represented by their counsel and do not oppose the compromise.

4. In view of the report of the Judicial Magistrate Ist Class, Faridkot, 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. 0089 dated 02.11.2022, under Sections 336, 323, 148, 149, 506 and 201 of IPC and Sections 27 and 25 of Arms Act, registered at Police Station Bajakhana, District Faridkot (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

08.11.2023
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i)	Whether speaking/reasoned?	Yes/No
ii)	Whether reportable?	Yes/No