

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49941-2023
DECIDED ON: 08.11.2023

GAGANDEEP SINGH TANDON AND ANOTHER
.....PETITIONERS

VERSUS

UNION TERRITORY CHANDIGARH AND ANOTHER
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. Amit Kaith, Advocate for
Mr. A.V.S. Barsat, Advocate
for the petitioners.

Mr. Yashwant Singh Rathore, Assisted by
Ms. Sudha Singh, Advocate and
Mr. Yuvraj Singh Rathore, Addl. P.P. UT. Chandigarh.

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 dated 29.09.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
48	14.04.2022	341, 342, 446, 506, 34 of IPC	North Chandigarh

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

dated 29.09.2023 (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 Chief Judicial Magistrate, Chandigarh vide report dated 16.10.2023 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 Chief Judicial Magistrate, Chandigarh 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.48 dated 14.04.2022, under Sections 341, 342, 446, 506, 34 of IPC registered at Police Station North Chandigarh (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

08.11.2023

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(SANJIV BERRY)
JUDGE

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