

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CRM-M-50435-2023
DECIDED ON: 03.11.2023

DEVINDER PAL SINGH @ DEVINDER PAL SINGH
DHALIWAL @ NAWABPETITIONER
VERSUS
STATE OF PUNJAB AND ANOTHER
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. G.S. Simble, Advocate
for the petitioner.

Mr. Jaspal Singh Guru, AAG, Punjab.

Mr. Lakshay Bector, Advocate for
Ms. Taanvi Dhull, Advocate for the respondent No.2.

SANJIV BERRY, J (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/settlement dated 06.07.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
78	01.07.2023	308, 341, 294, 506, 427 of IPC	P.S. Mullanpur, District SAS Nagar

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 06.07.2023 (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 Judicial Magistrate 1st Class, Kharar vide report dated 19.10.2023 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 Judicial Magistrate 1st Class, Kharar 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.78 dated 01.07.2023, under Sections 308, 341, 294, 506, 427 of IPC registered at Police Station Mullanpur, District SAS Nagar (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

03.11.2023

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(SANJIV BERRY)
JUDGE

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