

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-53618-2022

Date of decision: 30.05.2023

Gurpreet Sahota

....Petitioner.

Versus

State of Punjab and another

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Sahil Soi, Advocate, for the petitioner.

Mr. Mohit Thakur, AAG, Punjab.

Ms.Manpreet, Advocate, for respondent No. 2.

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SANJIV BERRY, J.

This is a petition filed under Section 482 of the code of Criminal Procedure, 1973, for quashing of FIR No. 162 dated 08.06.2013 under Sections 323, 325, 452, 148 and 149 of IPC registered at Police Station City Nakodar, District Jalandhar City, now Jalandhar Rural (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 23.09.2022 (Annexure P-3) executed between the parties.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise dated 23.09.2022 (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

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between the parties. The Sub Divisional Judicial Magistrate, Nakodar, vide report dated 29.04.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. In view of the report of the Sub Divisional Judicial Magistrate, Nakodar, 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 herself compromised the dispute with the petitioner/accused person.

4. In the circumstances, the present petition is allowed. FIR No. 162 dated 08.06.2013 under Sections 323, 325, 452, 148 and 149 of IPC, registered at Police Station City Nakodar, District Jalandhar City, now Jalandhar Rural (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner, however, subject to payment of costs of Rs.20,000/- to be deposited by the petitioner with the Poor Patients Welfare Fund, PGIMER, Chandigarh.

5. It is made clear that the aforesaid quashing shall be subject to deposit of the cost stated above.

(SANJIV BERRY)
JUDGE

30.05.2023
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i)	Whether speaking/reasoned?	Yes/No
	Whether reportable?	Yes/No