

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51507-2023
DECIDED ON: 03.11.2023

VICKY ALIAS VICKY SINGH AND OTHERS

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY.

Present: Mr. Charitar Kadyan, Advocate for
Mr. Natin Narula, Advocate
for the petitioners.

Mr. Jaspal Singh Guru, AAG, Punjab.

Mr. Sandeep Sharma, Advocate
for respondents No. 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 FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/settlement dated 05.06.2023 and 06.10.2023 (Annexure P-2 and P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
0020	14.03.2022	325, 323, 506, 148, 149 of IPC and Section 452 of IPC (added later on)	P.S. Smalsar, District Moga

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 05.06.2023 and 06.10.2023 (Annexure P-2 and P-3), which are 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, Baghapurana vide report dated 26.10.2023 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

4. In view of the aforesaid report of the learned Judicial Magistrate 1st Class, Baghapurana 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.0020 dated 14.03.2022, under Sections 325, 323, 506, 148, 149 of IPC and Section 452 of IPC (added later on) registered at Police Station Smalsar, District Moga (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

03.11.2023

Jatin

(SANJIV BERRY)
JUDGE

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