

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(234) CRM-M-58604-2023  
Date of Decision: 08.12.2023

Sharey and others .....Petitioners  
Versus

State of Punjab and another .....Respondents

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Rhythem Bjaj, Advocate, for the petitioners.  
  
Mr. A. S. Sandhu, AAG, Punjab.  
  
Mr. Aryaman Thakur, Advocate, for  
Mr. Vishal Sharda, Advocate, for respondent No.2.

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SANJIV BERRY, J.(ORAL)

1. 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 09.11.2023 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

| FIR No. | Dated      | Section          | Police Station                  |
|---------|------------|------------------|---------------------------------|
| 210     | 01.11.2023 | 452, 323, 34 IPC | City-1 Abohar, District Fazilka |

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 09.11.2023 (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 Sub Divisional Judicial Magistrate, Abohar, vide report dated

04.12.2023 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 Sub Divisional Judicial Magistrate, Abohar 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.210 dated 01.11.2023, under Sections 452, 323, 34 of IPC registered at Police Station City-1, Abohar, District Fazilka (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)  
JUDGE

08.12.2023  
anil

|                           |   |        |
|---------------------------|---|--------|
| Whether speaking/reasoned | : | Yes/No |
| Whether reportable        | : | Yes/No |