

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-2048-2024
Date of decision: 07.02.2024

DHARAM SINGH AND ANOTHER
....Petitioners

Versus

STATE OF PUNJAB AND ANOTHER
....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Vinay Kumar, Advocate
for the petitioners.

Mr. Sarabjit Singh Cheema, DAG, Punjab.

Mr. S.S. Taank, Advocate
for respondent No.2.

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 dated 04.01.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Section	Police Station
95	23.07.2008	336 of IPC	Bhikhiwind, District Tarn Taran

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 04.01.2024 (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

CRM-M-2048-2024

2

at between the parties. As per report of learned trial Court, costs of Rs.10,000/- has been deposited in compliance of the order dated 15.01.2024.

3. Judicial Magistrate Ist Class, Patti, vide report dated 02.02.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. Respondent No. 2 is represented by his counsel and does not oppose the compromise.

5. In view of the report of the Judicial Magistrate Ist Class, Patti, 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.

6. In the circumstances, the present petition is allowed. FIR No. 95 dated 23.07.2008, under Section 336 of IPC, registered at Police Station Bhikhiwind, District Tarn Taran (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

07.02.2024
kanika

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |