

Date of decision: 14.02.2024

...PETITIONERS

...RESPONDENTS

3. Learned State counsel and learned counsel appearing on behalf of respondent Nos.2 and 3 admit the factum of compromise and submit that they have no objection in quashing of the FIR on that basis.

4. Perusal of the aforesaid report establishes that the parties have amicably settled their dispute, and continuance of criminal proceedings in such a situation will be an exercise in futility, as the chances of conviction are bleak. The power under Section 482 Cr.P.C. can be exercised in such matters. It has been held by Supreme Court of India in cases *Gian Singh v. State of Punjab and another* 2012(10) SCC 303 and *Narinder Singh and others v. State of Punjab and another* 2014(6) SCC 406 that criminal cases having overwhelmingly civil character, particularly those arising out of commercial transactions or matrimonial relationships or family disputes, should be quashed when the parties have resolved the disputes among themselves in a *bona fide* manner.

5. Consequently, this petition is allowed. FIR No.50 dated 18.05.2023, registered under Sections 341, 323, 427, 34 of IPC, 1860 (Act No.45 of 1860) at Police Station Phool, District Bathinda (Annexure P-1) and subsequent proceeding arising therefrom, are hereby quashed qua the petitioners subject to costs of Rs.10,000/- jointly to be paid by the petitioners and Rs.10,000/- jointly to be paid by respondent Nos.2 and 3 within a period of two weeks from today in the account of the Poor Patients Welfare Fund, PGIMER, Chandigarh.

14.02.2024
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(ALOK JAIN)
JUDGE

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