

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-3922-2024
Date of decision: 09.02.2024

SANDEEP SINGH AND ANOTHER ...Petitioners

VS

STATE OF PUNJAB AND OTHERS ...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Vipin Sharma, Advocate
for Mr. Ravi Malhotra, Advocate for the petitioners.
Mr. Harpreet Singh, Addl. AG, Punjab.
Mr.Ashish Bakshi, Advocate
for respondents No.2 and 3.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 06.01.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
102	16.12.2023	279, 427, 160, 506 and 34 of IPC	P.S. Sadar Phagwara, District Kapurthala

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise 06.01.2024 (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

at between the parties.

3. Judicial Magistrate Ist Class, Phagwara, vide report dated 03.02.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

4. As per report of learned Trial Court costs of Rs.5,000/- has been deposited in compliance of the order dated 24.01.2024.

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

6. In view of the report of the Judicial Magistrate Ist Class, Phagwara, 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.

7. In the circumstances, the present petition is allowed. FIR No. 102 dated 16.12.2023, under Sections 279, 427, 160, 506 and 34 of IPC registered at P.S. Sadar Phagwara, District Kapurthala (Annexure P-) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

09.02.2024
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(SANJIV BERRY)
JUDGE

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