

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-5002-2024
Date of decision: 05.04.2024

SHAMSHER SINGH AND ORS.Petitioners
Versus

STATE OF PUNJAB AND ANOTHERRespondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Ramesh Chand Sharma, Advocate
for the petitioner.
Mr. Harpreet Singh, Addl. AG, Punjab.
Mr. Nitin Sharma, Advocate
for respondent No.2.

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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/affidavit dated 18.01.2024 (Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
84	12.08.2016	454, 379, 201, 448, 427, 506, 149 IPC	Sudhar, District Ludhiana Rural

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit dated 18.01.2024 (Annexure P-3), 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. Judicial

this Court that the compromise arrived at between the parties is genuine and without any pressure. In compliance to the order dated 22.03.2024, an amount of Rs.20000/- has been deposited with the Society for Care of Blind, Sector 26, Chandigarh and receipt thereof is annexed with the report.

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

4. In view of the report of the Judicial Magistrate Ist Class, Jagroan, 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. 84 dated 12.08.2016, under Sections 454, 379, 201, 448, 427, 506, 149 IPC of IPC, registered at Police Station Sudhar, District Ludhiana Rural (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

05.04.2024
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(SANJIV BERRY)
JUDGE

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