

CRM-M-11233-2023
Date of decision: 16.02.2024

BALWINDER SINGH AND OTHERS ...Petitioner

VS

STATE OF PUNJAB AND ANOTHER ...Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. P.B.S. Goraya, Advocate
for the petitioner.
Mr. Ankit Grewal, DAG, Punjab.
Mr. Bhavdeep Singh, Advocate
for Mr. SPS Sandhu, 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-2) and all consequential proceedings arising therefrom on the basis of compromise dated 16.02.2023 (Annexure P-1) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
186	17.06.2015	326, 323, 506, 34 IPC	P.S. Patti, Tarn Taran

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise dated 16.02.2023 (Annexure P-1), 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. Sub Divisional Judicial Magistrate Patti, vide report

dated 25.10.2023, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. In compliance to the order dated 03.03.2023, an amount of Rs.25000/- has been deposited with the Punjab & Haryana High Court Lawyers Welfare Fund 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 Sub Divisional Judicial Magistrate Patti dated 25.10.2023, 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. 186 dated 17.06.2015, under Sections 326, 323, 506 & 34 of IPC registered at Police Station Patti, District Tarn Taran. (Annexure P-2) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

16.02.2024
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(SANJIV BERRY)
JUDGE

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