

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

Date of decision: 30.01.2024

(I) CRM-M-16171-2021

RAJNISH KUMAR AND OTHERSPetitioners

Versus

STATE OF PUNJAB AND OTHERSRespondents

(II) CRM-M-20055-2023

RACHPAL SINGHPetitioner

Versus

STATE OF PUNJAB AND OTHERSRespondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Ms. Neesh Garg, Advocate for the petitioner(s),

Mr. Harpreet Singh, Addl. A.G., Punjab.

Mr. Tarun Deora, Advocate for respondent No.2.

SANJIV BERRY, J. (ORAL)

1. This order shall dispose of the above mentioned two petitions bearing No. *CRM-M-16171-2021 and CRM-M-20055-2023*, as the same are arising out of the same FIR. *For brevity*, the facts are being taken from *CRM-M-16171-2021*.

CRM-M-16171-2021

2. Instant petition has been preferred under Section 482 Cr.PC for quashing of the FIR (Annexure P-1) and DDR No.07 dated 12.01.2021 (Annexure P-2) on the basis of compromise dated 22.03.2021 (Annexure P-3). Details of the FIR are as under: -

FIR No.	Dated	Sections	Police Station
0011	11.01.2021	341, 336, 506, 34 IPC and 25 and 27 of the Arms Act	City-2, District Mansa.

CRM-M-20055-2023

3. Instant petition has been preferred under Section 482 Cr.PC for quashing of DDR (Annexure P-1) and FIR No. 0011 dated 11.01.2021 (Annexure P-9) on the basis of compromise dated 22.03.2021 (Annexure P-2). Details of the DDR are as under: -

DDR No.	Dated	Sections	Police Station
07	12.01.2021	341, 323, 506 IPC	City-2, District Mansa.

4. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 22.03.2021 (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. The Chief Judicial Magistrate, Mansa, vide report dated 10.06.2021, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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

6. In view of the report of the Chief Judicial Magistrate, Mansa, 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 complainants has himself compromised the dispute with the petitioners/ accused persons.

7. In the circumstances, both petitions are allowed. FIR No.0011 dated 11.01.2021 (Annexure P-1) registered under Sections 341, 336, 506 and 34 of IPC and Sections 25 and 27 of Arms Act at Police Station City 2, District Mansa, Punjab, in **CRM-M-16171-2021** as well as DDR No. 007 dated 12.01.2021 (Annexure P-2) under Sections 341, 323, 506 of IPC in FIR (Anneuxre P-1) in **CRM-M-20055-2023** and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

30.01.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |