

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-20560-2024
Date of decision: 28.05.2024

SUCHA SINGH AND ORS....Petitioners

Versus

STATE OF PUNJAB AND ANOTHER....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Rahul Arora, Advocate for the petitioners.

Mr. Japjot Singh AAG, Punjab.

Mr. Nitish Garg, Advocate for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 16.04.2024 (Annexure P-2) and affidavit dated 16.04.2024 (Annexure P-3) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
75	19.07.2023	336, 447, 148 and 149 of the IPC; 25 and 27 of Arms Act, 1959	Mallanwala, District Ferozepur

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise dated 16.04.2024 (Annexure P-2) and affidavit dated 16.04.2024 (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



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with respect to genuineness of the compromise arrived at between the parties. Judicial Magistrate Ist Class, Zira, vide report dated 21.05.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

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, Zira, 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. 75 dated 19.07.2023, under Sections 336, 447, 148 and 149 of the IPC, and Sections 25 and 27 of Arms Act, 1959 registered at Police Station Mallanwala, District Ferozepur (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

28.05.2024

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