

CRM-M- 35524-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M- 35524-2024
Date of decision: 27.08.2024

Sahib Singh
.....Petitioner.

Versus

State of Punjab and another
....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Rythem Bajaj, Advocate,
for the petitioner.

Mr. Adesh Pal Singh, AAG, Punjab.

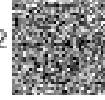
Mr. Rakesh Kumar Kachura, Advocate,
for Mr. Iqbal Singh, Advocate,
for respondent No. 2.

.....

SANJIV BERRY, J. (ORAL)

Instant petition has been preferred under Section 528 of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS) seeking quashing of the FIR (Annexure P-1), and all other consequential proceedings arising therefrom on the basis of compromise effected between the parties vide compromise/settlement dated 01.05.2024 (Annexure P-2). Details of the FIR are as under: -

FIR No.	Dated	Sections	Police Station
160	28.07.2021	353, 186, 332, 427, 34 IPC (201 IPC added lateron)	City-1, Abohar, District Fazilka



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2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 01.05.2024 (Annexure P-2), which is duly signed by them.

3. 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.

4. Learned Sub Divisional Judicial Magistrate, Abohar, vide report dated 20.08.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. It has also been reported that the petitioner has deposited the cost of Rs. 10,000/- vide receipt dated 13.08.2024 in the Poor Patients Welfare Fund, PGIMER, Chandigarh.

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

6. In view of the aforesaid report of the Sub Divisional Judicial Magistrate, Abohar, dated 20.08.2024 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 respondent



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No. 2 has himself compromised the dispute with the petitioner/ accused person.

7. In the circumstances, the present petition is allowed. FIR No. 160 dated 28.07.2021, under Sections 353, 186, 332, 427, 34 IPC (201 IPC added lateron), registered at City-1, Abohar, District Fazilka, (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

27.08.2024
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(SANJIV BERRY)
JUDGE

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