



CRM-M-43739-2024 -1-

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-43739-2024
Date of decision: 30.09.2024

SARDARA SINGH AND OTHERSPetitioners

Versus

STATE OF PUNJAB AND ORSRespondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Vivek Singla, Advocate for the petitioners.

Mr. Iqbalpreet Singh, AAG Punjab.

Mr. Vikas Gupta, Advocate for respondents No.2 and 3.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 528 of BNSS, 2023, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 17.07.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
40	27.03.2024	323, 324, 326, 341, 506 of IPC	Sadar Tarn Taran, District Tarn Taran

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit deed dated 17.07.2024 (Annexure P-2), 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. Learned Additional Chief Judicial Magistrate, Tarn Taran, vide report dated *nil*, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. In compliance to the order dated 05.09.2024, an amount of Rs.15000/- has been deposited with the Society for the Care of Blind, Sector-26, Chandigarh and receipt thereof is annexed with the report.

3. Respondents No. 2 and 3 are represented by their counsel and does not oppose the compromise.

4. In view of the report of the learned Additional Chief Judicial Magistrate Tarn Taran, 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 these circumstances, the present petition is allowed. FIR No. 40 dated 27.03.2024, under Sections 323, 324, 326, 341, 506 IPC, registered at P.S. Sadar Tarn Taran, District Tarn Taran (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

30.09.2024
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(SANJIV BERRY)
JUDGE

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