

CRM-M-49204-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-49204-2024
Date of decision: 05.11.2024

NITIN BASSI & ORSPetitioners

Versus

STATE OF PUNJAB & ORSRespondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Harmanpreet Singh, Advocate for
Mr. J.S. Dadwal, Advocate for the petitioners.

Mr. Adesh Pal Singh, AAG, Punjab.

Mr. Sanjeev Kumar, Advocate for respondents No.2 and 3.

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SANJIV BERRY, J. (ORAL)

Status report dated 04.11.2024 in the form of an affidavit of Assistant Commissioner of Police, Industrial Area-B, Ludhiana, has been filed. The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. By way of present petition filed under Section 528 of BNSS, 2023, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 12.09.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
71	29.04.2023	323, 324, 148, 149 and 506 IPC (Section 325, 326, and 201 IPC added later on).	Division No.6, District Ludhiana.



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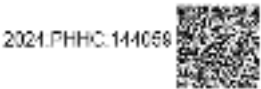
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3. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit dated 12.09.2024 (Annexure P-2), which is duly signed by them. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. Learned Judicial Magistrate Ist Class, Ludhiana, vide report dated 29.10.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. In compliance to the order dated 03.10.2024, an amount of Rs.20,000/- has been deposited with the Society for the Care of Blind, Sector 26, Chandigarh and receipt thereof is annexed with the report.

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

5. In view of the report of the Learned Judicial Magistrate Ist Class, Ludhiana, 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.

6. In these circumstances, the present petition is allowed. FIR No. 71 dated 29.04.2023, under Sections 323, 324, 148, 149, 506 IPC and



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Sections 325, 326 and 201 IPC added later on, registered at Police Station Division No.6, District Ludhiana (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

05.11.2024
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(SANJIV BERRY)
JUDGE

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