

CRM-M-58425-2023
Date of decision: 18.01.2024

Versus

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Mr. Sandeep Kumar, Advocate,
for respondent No. 2.

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SANJIV BERRY, J. (ORAL)

1. Instant petition has been preferred under Section 482 Cr.PC by the petitioners seeking quashing of the FIR (Annexure P-1), and all other consequential proceedings arising therefrom on the basis of compromise/affidavit dated 02.06.2023 (Annexure P-2) executed between the parties. Details of the FIR are as under: -

FIR No.	Dated	Sections	Police Station
0033	06.05.2023	406, 420, 34 IPC	Fatehgarh Churian, District Batala

[2]. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 02.06.2023 (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.

[3]. Learned Judicial Magistrate Ist Class, Batala, vide report dated 08.01.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[4]. Respondent No. 2 is represented by his counsel and does oppose the compromise.

[5]. In view of the aforesaid report of learned Judicial Magistrate Ist Class, Batala, 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 No. 2 has himself compromised the dispute with the petitioners.

[6]. In the circumstances, the present petition is allowed. FIR No. 0033 dated 06.05.2023 under Sections 406, 420, 34 IPC (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

18.01.2024
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(SANJIV BERRY)
JUDGE

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