

CRM-M-60473-2023

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-60473-2023
Date of decision: 30.01.2024

SAQUAT BHATTI ALIAS SHAUKAT MASIH ...Petitioner

VS

STATE OF PUNJAB AND ANOTHER ...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Karan Bansal, Advocate
for Mr. P.S. Jammu, Advocate
for the petitioner.

Mr. Harpreet Singh, Addl. AG, Punjab.

Mr. Raj Kumar Bhatia, Advocate
for respondent No.2.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioner seeks quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 18.01.2023 (Annexure P-4) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
231	06.09.2019	406 and 420 IPC	Civil Lines, Patiala, District Patiala.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit dated 18.01.2023 (Annexure P-4), 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 Chief Judicial Magistrate, Patiala, vide report dated 25.01.2024, 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 learned Chief Judicial Magistrate, Patiala, 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. 231 dated 06.09.2019, under Sections 406 and 420 of IPC registered at Police Station Civil Lines, Patiala, District Patiala. (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

30.01.2024
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(SANJIV BERRY)
JUDGE

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