

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-59037-2024
Date of decision: 17.12.2024

TALWINDER SINGH ALIAS SODHI AND ANOTHER
....Petitioners

Versus

STATE OF PUNJAB AND OTHERS.Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Manbir Singh Gill, Advocate for
Mr. Ruhani Chadha, Advocate for the petitioners.

Mr. Amit Shukla, AAG Punjab.

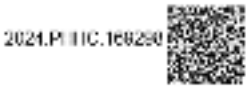
Mr. Anurag, Advocate for
Mr. Kashav Chadha, Advocate for respondents No.2 and 3.
.....

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 528 of BNSS, 2023 of the Code of Criminal Procedure, 1973, petitioners seek quashing of FIR (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 30.09.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
204	18.12.2022	323, 324, 34 IPC (326 IPC added later on)	Kartarpur, District Jalandhar (Rural)

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise dated 30.09.2024 (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, Jalandhar, vide report dated 13.12.2024, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure. In compliance to the order dated 27.11.2024, an amount of Rs.20000/- 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 his counsel and does not oppose the compromise.

4. In view of the report of the learned Judicial Magistrate Ist Class, Jalandhar, 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. 204 dated 18.12.2022, under Sections 323, 324, 34 IPC (326 IPC added later on), registered at Kartarpur, District Jalandhar (Rural) (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

17.12.2024
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