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Neutral Citation No. 2024:PHHC:006614

CRM-M-64214-2023

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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-64214-2023

Date of decision: 18.01.2024

Rajpal Singh @ Raja and another

....Petitioners.

Versus

State of Punjab and others

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Neeraj Jain, Advocate,
for the petitioners.

Mr. Harpreet Singh, Addl. AG, Punjab.

Mr. G.S. Aulakh, Advocate,
for respondents No. 2 and 3.

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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 04.12.2023 (Annexure P-2) executed between the parties. Details of the FIR are as under: -

FIR No.	Dated	Sections	Police Station
0162	10.10.2021	323, 324, 451, 34 IPC (Section 201 IPC added later on vide rupt No. 28 dated 22.04.2022)	Gidderbaha, District Sri Muktsar Sahib

[2]. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 04.12.2023 (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 Sub Divisional Judicial Magistrate, Gidderbaha, vide report dated 15.01.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[4]. Respondents Nos. 2 and 3 are represented by their counsel and do oppose the compromise.

[5]. In view of the aforesaid report of learned Sub Divisional Judicial Magistrate, Gidderbaha, 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 respondents No. 2 and 3 have themselves compromised the dispute with the petitioners.

[6]. In the circumstances, the present petition is allowed. FIR No. 0162 dated 10.10.2021 under Sections 323, 324, 451, 34 IPC and Section 201 IPC added later on vide rupt No. 28 dated 22.04.2022 (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 |