

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

331

CRM-M-65189-2023 (O&M)
Date of decision: 28.02.2024

ROOP SINGH AND ANR

....Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Prince Pushpinder Rana, Advocate for the petitioners.

Mr. Japjot Singh, AAG Punjab.

Mr. Karandeep Singh, Advocate for respondent Nos.2 to 6.

SANJIV BERRY. J. (Oral)

By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, petitioners seek quashing of GD (Annexure P-1) registered in FIR No.133 dated 18.07.2023 at Police Station Sadar Faridkot, District Faridkot and all consequential proceedings arising therefrom on the basis of compromise/settlement 18.10.2023 (Annexure P-2) executed between the parties. Details of the GD are as follows:

GD No.	Dated	Sections	Police Station
19	16.07.2023	323 and 34 IPC	Sadar Faridkot, District Faridkot

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise deed dated 18.10.2023 (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. The learned Additional Chief Judicial Magistrate, Faridkot vide report dated

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08.02.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No. 2 to 6 are represented by their counsel and do not oppose the compromise.

4. In view of the aforesaid report of the learned Additional Chief Judicial Magistrate, Faridkot 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 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. GD No.19 dated 16.07.2023 under Sections 323 and 34 of IPC registered at Police Station Sadar Faridkot, District Faridkot (Annexure P-1) registered in FIR No.133 dated 18.07.2023 at Police Station Sadar Faridkot, District Faridkot and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

28.02.2024
S.Sharma(syr)

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/ No