

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-45527-2024
Date of decision: 05.03.2025

TARUN KUMAR AND ANOTHER ...PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER ...RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Gautam Pathania, Advocate
for the petitioners.

Mr. Ankit Grewal, DAG, Punjab.

Mr. Sukhpal Singh, Advocate
for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 528 of BNSS, 2023, petitioners seek quashing of FIR (Annexure P-1), subsequent GD Entry No. 40 dated 06.02.2023 (Annexure P-2) whereby offence under Section 307 of IPC has been added, GD Entry No.18 dated 05.03.2024 (Annexure P-3) whereby offence under Section 201 of IPC has been added, the challan dated 26.01.2024 (Annexure P-5) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 06.08.2024 (Annexure P-6) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
37	02.02.2023	323, 341, 427, 148, 149 of IPC and 307 and 201 of IPC added later on.	Model Town, District Hoshiapur

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit



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06.08.2024 (Annexure P-6), 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, Hoshiarpur, vide report dated 24.10.2024 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Learned counsel for respondent No.2 does not oppose the compromise having been effected between the parties.

4. In view of the report of the learned Judicial Magistrate Ist Class, Hoshiarpur, 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 respondents have themselves compromised the dispute with the petitioners/ accused persons.

5. In the circumstances, the present petition is allowed. FIR No. 37 dated 02.02.2023 under Sections 323, 341, 427, 148, 149 of IPC and 307 and 201 of IPC added later on, registered at Police Station Model Town, District Hoshiarpur, and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

05.03.2025
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(SANJIV BERRY)
JUDGE



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