249-2

2025:PHHC:002680

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

**CRM-M-61351-2024
Date of decision: 10.01.2025**

DARSHAN SINGH AND ANOTHER ...PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER ...RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Davinder Kaushik, Advocate for the petitioners.

Mr. Ankit Grewal, DAG, Punjab.

Mr. Sukhwinder Singh Kainth, Advocate
for respondents 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) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 09.11.2024 (Annexure P-2) executed between the parties. Details of the FIR are as follows:

FIR No.	Dated	Sections	Police Station
06	20.01.2022	379, 427 of IPC and 411 and 201 of IPC have been added later on.	Sadar Kurali, District SAS Nagar.

2. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise/affidavit 09.11.2024 (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 Sub Divisional Judicial Magistrate, Kharar, vide report dated 07.01.2025 has apprised this Court that the compromise arrived at between

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the parties is genuine and without any pressure. A copy of Receipt of costs of Rs. 7500/- has been placed on record in compliance of the order dated 09.12.2024.

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 Sub Divisional Judicial Magistrate, Kharar, 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.06 20.01.2022 (Annexure P-1) registered under Sections Sections 379, 427 of IPC and 411 and 201 of IPC have been added later on at P.S. Sadar Kurali, District SAS Nagar, and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

10.01.2025
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i) Whether speaking/reasoned? Yes/No

ii) Whether reportable? Yes/No

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