

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M No. 10160 of 2015.  
Date of Decision : 15.05.2015.

Navtej Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

**CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.**

Present: Mr. Ritesh Pandey, Advocate for the petitioners.

Mr. Mikhail Kad, Assistant Advocate General, Punjab.

Mr. P.K. Garg, Advocate for respondent Nos. 2 &3.

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**Tejinder Singh Dhindsa, J.(Oral)**

This order shall dispose of CRM-M No. 10160 of 2015 titled as (Navtej Singh and others Vs. State of Punjab and others) and CRM-M No. 9821 of 2015 (Balraj Singh and others Vs. State of Punjab and others) as the prayer made in these two connected petitions is for quashing of FIR No. 117, dated 11.11.2009, under Sections 452, 323, 324, 326, 447, 148, 149 IPC, registered at Police Station Qadian, District Gurdaspur and for quashing of the cross case i.e. DDR No. 16 dated 14.11.2009 in the afore-noticed FIR.

Since quashing of the FIR as also the cross-case was sought on the basis of compromise, this Court had directed the parties to appear before the trial Court on 23.04.2015 for recording of their statements. Report as regards veracity of the compromise was also called for.

Likewise in CRM-M No. 9821 of 2015, while issuing notice

of motion on 06.04.2015, identical directions had been passed.

Placed on record in these two connected petitions are two separate reports carrying even date i.e. 29.04.2015 of the Judicial Magistrate Ist Class, Batala and perusal of these reports would reveal that statements of the parties have been duly recorded and it has been opined that a compromise has been effected between the parties without any coercion or any pressure.

Even learned counsel appearing for the private respondents in both these cases make a statement that they would have no objection to the quashing of the FIR as also the cross case on the basis of the compromise.

A Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052* has taken a view that in appropriate cases this Court in exercise of its powers under Section 482 Cr.P.C. can intervene and bring to an end the criminal prosecution in the light of compromise that may have been effected between the parties, even in relation to non-compoundable offences.

In the facts of the present case since the parties have taken a conscious decision to bury the hatchet and to continue their lives in peace and harmony, it would be a fit case for this Court to intervene in exercise of its powers under Section 482 Cr.P.C. to bring to an end the criminal prosecution launched in pursuance to the impugned FIR as also the cross case.

Accordingly, both the petitions are allowed. Impugned FIR No. 117, dated 11.11.2009, under Sections 452, 323, 324, 326, 447, 148, 149 IPC, registered at Police Station Qadian, District Gurdaspur and cross case i.e. DDR No. 16 dated 14.11.2009 in the afore-noticed

FIR and all proceedings emanating therefrom stand quashed.

Both the petitions stand disposed of in the light of the present common order.

**May 15, 2015.**  
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**(TEJINDER SINGH DHINDSA)**  
**JUDGE**