

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M No. 25170 of 2014.  
Date of Decision : 29.06.2015.

Salwinder Singh and others

...Petitioners

Versus

State of Punjab and another

...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. Dhawaljeet Dutta, Advocate for respondent No. 2.

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

This order shall dispose of CRM-M No. 25170 of 2014 titled as (Salwinder Singh and others Vs. State of Punjab and another) and CRM-M No. 38763 of 2014 (Mangle Singh and others Vs. State of Punjab and another) as the prayer made in these two connected petitions is for quashing of FIR No. 115, dated 31.10.2008, under Sections 323, 324, 326, 34 IPC, registered at Police Station Qadian, Batala, Police District Batala, District Gurdaspur and for quashing of Criminal Complaint No. 60, dated 10.04.2009, under Sections 323, 324, 326, 447, 34 IPC relating to the same very dispute.

Counsel for the parties have been heard.

It would be apposite to observe that in both cases parties had been directed to appear before the trial Court for recording of their statements.

Placed on record in CRM-M No. 25170 of 2014 is a report

dated 15.12.2014 of the learned Judicial Magistrate Ist Class, Batala and as per which, statements of the parties have been recorded and it has been opined that a compromise has been arrived at between the parties without any pressure or coercion.

Likewise, in CRM-M No. 38763 of 2014 is a report dated 09.04.2015 of the learned Judicial Magistrate Ist Class, Batala.

Even learned counsel appearing for the respective parties make a statement that they would have no objection to the quashing of the FIR as also of the Criminal Complaint in the light 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 Criminal Complaint.

Accordingly, both the petitions are allowed. Impugned FIR No. 115, dated 31.10.2008, under Sections 323, 324, 326, 34 IPC, registered at Police Station Qadian, Batala, Police District Batala, District Gurdaspur and Criminal Complaint No. 60, dated 10.04.2009, under Sections 323, 324, 326, 447, 34 IPC relating to the same very

dispute and all proceedings emanating therefrom stand quashed.

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

**June 29, 2015.**  
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**(TEJINDER SINGH DHINDSA)**  
**JUDGE**