

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-31763 of 2014 (O&M)
Date of Decision: 19.05.2015.

Ranga Singh & others

--Petitioners

Versus

State of Punjab & another

--Respondents

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

Present:- Mr. Dhawaljeet Dutta, Advocate for the petitioners.

Mr. Mikhail Kad, A.A.G., Punjab.

Mr. Ritesh Pandey, Advocate for the
complainant/respondent no.2.

TEJINDER SINGH DHINDSA.J

This order shall dispose of CRM No.31763 of 2014 (Ranga Singh & others Vs. State of Punjab and another) and CRM No. M-31769 of 2014 (Harwant Singh & others Vs. State of Punjab & another) as the prayer made in both these petitions filed under section 482 Cr.P.C is for quashing of F.I.R. No.93 dated 20.10.2013 under Sections 326, 324, 323, 34 I.P.C registered at Police Station, Sadar Batala, Police District Batala as also for quashing of cross version case in the aforesaid F.I.R on the basis of compromise.

Notice of motion was issued in both these petitions on 16.9.2014 and parties were directed to appear before the Illaqa Magistrate concerned for recording of their statements in support of the compromise and a report with regard to genuineness of the compromise had been called for.

Placed on record is a report dated 2.3.2015 of the learned

J.M.I.C., Batala in CRM No. M-31763 of 2014 as also a report dated

14.5.2015 of the J.M.I.C, Batala in CRM No. M-31769 of 2014 and a perusal of both the reports would reveal that the statements of parties in both these petitions have been recorded and it has been opined that the compromise has been entered into without any pressure or coercion.

Even learned counsel appearing for the private respondents in both these petitions would make a statement that they would have no objection as regards the impugned F.I.R as also the cross-version being quashed.

A Full Bench of this Court in case of ***Kulwinder Singh and others Vs. State of Punjab and another, 2007 (3) R.C.R (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 criminal prosecution in the light of any compromise that may have been effected even in relation to non-compoundable offences.

Keeping in view the fact that the parties involved herein belong to the same village and they have taken a conscious decision to continue with their lives in peace and harmony, it would be an appropriate 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 initiated in the light of the impugned F.I.R as also the cross-version case.

Accordingly, both the petitions are allowed. F.I.R. No.93 dated 20.10.2013 under Sections 326, 324, 323, 34 I.P.C registered at Police Station, Sadar Batala, Police District Batala as also cross version case in the aforesaid F.I.R and all proceedings emanating therefrom, stand quashed.

Petitions are allowed in the aforesaid terms.

(TEJINDER SINGH DHINDSA)
JUDGE

19.05.2015
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