

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

248 Criminal Misc. No.M-35036 of 2014 (O&M)
Date of Decision: 9th January, 2015

Mahla Singh @ Mala Singh and othersPetitioners

Versus

State of Punjab and othersRespondents

AND

Criminal Misc. No.M-35026 of 2014 (O&M)
Date of Decision: 9th January, 2015

Gurcharan Singh and othersPetitioners

Versus

State of Punjab and anotherRespondents

CORAM: Hon'ble Mrs. Justice Daya Chaudhary

Present: Mr. Raman Goklaney, Advocate
for the petitioners in CRM-M-35036 of 2014 and
for respondent No.2 in CRM-M-35026 of 2014.

Mr. Manbir Singh Batth, Advocate
for the petitioners in CRM-M-35026 of 2014 and
for respondent Nos. 2 and 3 in CRM-M-35036 of 2014.

Mr. T.N. Sarup, Addl. A.G., Punjab.

DAYA CHAUDHARY, J.(Oral)

This judgment shall dispose of two petitions bearing
Nos.CRM-M-35036 of 2014 filed by 'Mahla Singh @ Mala Singh and
others Vs. State of Punjab and others' and CRM-M-35026 of 2014

filed by 'Gurcharan Singh and others Vs. State of Punjab and another' as it is a case of version and cross-version.

CRM-M-35036 of 2014 has been filed under Section 482 Cr.P.C. for quashing of FIR No.125 dated 26.12.2010, registered under Sections 324, 323, 447, 148, 149 of IPC, at Police Station Mamdot, District Ferozepur whereas CRM-M-35026 of 2014 has been filed for quashing of cross-version case registered vide report No.18 dated 27.12.2010 under Sections 324, 323, 148, 149 IPC.

Notice of motion was issued on 29.10.2014. Vide order dated 16.12.2014, the parties were directed to appear before the trial Court for recording of their statements with regard to compromise. The trial Court was also directed to send its report along with statements of the parties and to see whether the compromise effected between the parties is genuine and without any pressure or not.

In response to the directions issued by this Court on 16.12.2014, the trial Court recorded the statements of the parties and a report in this regard along with the statements have been sent to this Court, which is on record. Both the parties have stated in their respective statements that they do not want to initiate the proceedings against each other. The compromise arrived at between them is without any pressure or undue influence from either side. The report after recording of the statements has also been sent wherein it has been mentioned that a compromise has been arrived at between the parties which is genuine and the same is without any inducement and threat.

Learned counsel for the parties submits that during pendency of the proceedings, a compromise has been arrived at between the parties.

Since the dispute between the parties has been settled by way of compromise; both the parties are not interested in continuing the proceedings arising against each other and keeping in view the stage of the trial; the amount has already been deposited with the trial Court, no purpose would be served in pursuing the proceedings as the parties have entered into a compromise in order to maintain peace and harmony in the relations.

Accordingly, the present petition is allowed and FIR No.125 dated 26.12.2010, registered under Sections 324, 323, 447, 148, 149 of IPC, at Police Station Mamdot, District Ferozepur against the petitioners, namely, Mahla Singh @ Mala Singh, Balwinder Singh, Mohan Singh, Ramesh Singh @ Harmesh Singh and Dialo Bibi @ Gurdial Kaur and cross-version registered vide report No. 18 dated 27.12.2010 under Sections 324, 323, 148, 149 of IPC against the petitioners, namely, Gurcharan Singh, Gurdeep Singh, Chhinder Singh @ Chhinda Singh, Surjit Kaur, Kaushalya Bibi and Palo Bibi, are hereby quashed.

09.01.2015
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(DAYA CHAUDHARY)
JUDGE

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