

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No. M-36829 of 2014.
Date of Decision : 07.04.2015.

Jasvir Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Anupam Singla, Advocate for the petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab.

Mr. Ankit Aggarwal, Advocate for respondents No. 2 and 3.

Tejinder Singh Dhindsa, J.(Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 37, dated 03.05.2011, under Sections 323, 324 IPC, registered at Police Station Maur, District Bathinda as well as cross case registered under Sections 323, 324, 34 IPC, on the basis of compromise.

On 16.01.2015, this Court had directed the parties to appear before the trial Court for recording of their statements and a report with regard to genuineness of the compromise was also called for.

Placed on record is a report dated 19.03.2015 of the Judicial Magistrate Ist Class, Talwandi Sabo and a perusal of the same would reveal that the statements of the complainant party as also accused party have been duly recorded and it has been opined that a compromise has been effected between the parties without any pressure or coercion.

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 this Court would have the powers under Section 482 Cr.P.C. to bring to an end the criminal proceedings initiated in the light of registration of FIR even with regard to such offences which are non-compoundable.

Learned counsel appearing for the complainants/respondents No. 2 and 3 herein also makes a statement that in the light of compromise having been arrived at between the parties, he would have no objection to the quashing of the FIR.

Accordingly, the present petition is allowed. Impugned FIR No. 37, dated 03.05.2011, under Sections 323, 324 IPC, registered at Police Station Maur, District Bathinda as well as cross case registered under Sections 323, 324, 34 IPC and all proceedings emanating therefrom stand quashed.

Petition allowed.

April 07, 2015.
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(TEJINDER SINGH DHINDSA)
JUDGE