

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

1. Crl. Misc. No. M-42007 of 2014

Narinder Singh and others .....Petitioners

Versus

State of Punjab and another .....Respondents

2. Crl. Misc. No. M-42005 of 2014

Ravel Singh and others .....Petitioners

Versus

State of Punjab and another .....Respondents

DATE OF DECISION: 23.01.2015

**BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY**

1. **Whether reporters of local newspaper may be allowed to see judgment?**
2. **To be referred to reporters or not?**
3. **Whether the judgment should be reported in the Digest?**

Present:- Mr. Rishu Mahajan, Advocate  
for the petitioners.

Mr. TN Sarup, Addl. A.G., Punjab.

\*\*\*\*

**DAYA CHAUDHARY, J.**

By this order, two petition bearing Crl. Misc. Nos. M-42007 and 42005 of 2014 shall be disposed of as prayer in both the cases is for quashing of FIR as well as cross-version on the basis of compromise arrived at between the parties.

Petitioners, namely, Narinder Singh, Surinder Kaur and

Rajwinder Kaur have filed Crl. Misc. No. M-42007 of 2014 for quashing of FIR No. 236 dated 9.8.2003 registered under Sections 323,341,34 IPC at Police Station Jandiala, District Amritsar, whereas, Crl. Misc. No. M-42005 of 2014 has been filed by petitioners, namely, Ravel Singh, Dalbir Kaur, Sukhbir Singh, Jasbir Singh and Gurjit Kaur for quashing of report/DDR No. 35 dated 11.8.2003 registered under Sections 324,34 IPC (Sections 326,148,149 IPC added later on) at Police Station Jandiala, District Amritsar.

Notice of motion was issued in the case on 9.12.2014 and a direction was issued to the parties to appear before the trial Court for recording of their statements with regard to compromise. The trial Court was also directed to send a report along with the statements of the parties before the next date of hearing.

In compliance of the directions issued by this Court, statements of the parties have been recorded, wherein factum of compromise has been affirmed. A report has also been sent by JMIC, Amritsar, wherein, it has been mentioned that the Court is satisfied that the parties have made an amicable settlement and compromise is without any fear or pressure. Complainant-Gurjit Kaur in FIR case has stated in her statement that with the intervention of the respectables and common friends, a compromise has been arrived at between them, which is without any pressure, threat or coercion. She has also stated that she has no objection in quashing of the FIR and consequent proceedings arising therefrom. Similarly, in cross-version complainant-Surinder Kaur has also stated that she has no objection in quashing of the cross-version.

Admittedly, the dispute between the parties has been settled by way of compromise and both the parties have decided not to pursue the case against each other and complainants in both the cases i.e. FIR case

and cross-version have specifically stated in their statements that they have no objection in quashing of the FIR as well as cross-version. The purpose of the compromise is to maintain peace and harmony in the relations and same has been done with the intervention of the respectables of the village and common friends. In ***Kulwinder Singh and others vs State of Punjab and others, reported as 2007(3) RCR (Criminal) 1052***, the Larger Bench of our own High Court has held that criminal proceedings can be quashed even if the offences are non-compoundable.

In the present case, the compromise has been arrived at between the parties after recording of the statements of all the prosecution witnesses. Accordingly keeping in view the interest of the parties and compromise arrived at between them, both the petitions i.e. Crl. Misc. Nos. M-42007 and 42005 are allowed and FIR No. 236 dated 9.8.2003 registered under Sections 323,341,34 IPC at Police Station Jandiala, District Amritsar qua to petitioners, namely, Narinder Singh, Surinder Kaur and Rajwinder Kaur and DDR No. 35 dated 11.8.2003 registered under Sections 324,34 IPC (Sections 326,148,149 IPC added later on) at Police Station Jandiala, District Amritsar, qua to petitioners namely, Ravel Singh, Dalbir Kaur, Sukhbir Singh, Jasbir Singh and Gurjit Kaur and other proceedings arising therefrom are quashed.

However, keeping in view the stage of the trial, the petitions are allowed subject to payment of cost of ₹ 20,000/-, which shall be deposited before the trial Court within a period of one month from the date of receipt of a copy of this order and will be shared equally by the petitioners in FIR case as well as cross-version.

January 23, 2015  
pooja

**(DAYA CHAUDHARY)**  
**JUDGE**