

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

CRM-M-15890 of 2016
Date of decision: 20.12.2016

Ranjit Singh

-----Petitioner (s)

V/s

State of Punjab and another

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr.Amaninder Preet Singh, Advocate for
Mr. Johny Goyal, Advocate for the petitioner.

Mr.P.S.Madhar, AAG, Punjab.

None for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.82 dated 19.06.2013 under Sections 419, 420, 465, 467, 468, 471 and 120-B IPC, registered at Police Station Baghapurana, Distt. Moga (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise (Annexure P-2).

This Court vide orders dated 09.05.2016 and 01.09.2016 had directed the parties to appear before Illaqa Magistrate/trial Court to get their statements recorded with regard to compromise and the Illaqa Magistrate/trial Court was directed to submit its report qua the genuineness of the compromise.

Pursuant to the aforesaid orders, the parties have appeared before learned Sub Divisional Judicial Magistrate, Baghapurana and got their statements recorded. On the basis of the statements so recorded,

learned Magistrate has forwarded report dated 14.10.2016 to the effect that the parties have willfully settled their differences and reached at a bona fide compromise without any pressure and the same is genuine.

Though, today no one is present on behalf of respondent No.2- Harjit Singh, but no prejudice would be caused to him, as he has already suffered a statement with regard to compromise before learned Magistrate on 22.09.2016. The said statement reads as under:-

“Stated that with the intervention of prominent persons, I have entered into compromise with only one accused Ranjeet Singh s/o Balwinder Singh r/o Vill. Nathu Wala Garbi, Teh. Baghapurana, Distt. Moga in the criminal case bearing FIR No.82 dated 19.06.2013 U/s. 419, 420, 465, 467, 468, 471 and 120B of IPC, P.S. Baghapurana and the dispute has been settled and now there is no dispute with Ranjeet Singh accused only. I have compromised with the accused named mentioned above with my own free will and free consent and without any pressure. I have reduced our compromise in writing dated 10.06.2015 which is already on the High Court file in the quashing petition and I have no objection if the FIR no.82 Dated 19.06.2013 P.S. Baghapurana may please be quashed qua Ranjeet Singh accused only.”

Apart from the above statement made by respondent No.2, whereby he has shown no objection to the FIR being quashed, there is nothing on record to doubt the genuineness of the compromise, as arrived between the parties. Thus, no useful purpose would be served to continue with the proceedings in the instant FIR.

Learned State counsel has not disputed the factum of compromise entered between the parties.

Accordingly, following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others v. State of**

Punjab and another, 2007 (3) RCR (Criminal) 1052 (P&H), as approved by the Hon'ble Supreme Court in **Gian Singh vs. State of Punjab and others, (2012)10 SCC 303**, this petition is allowed and FIR No.82 dated 19.06.2013 under Sections 419, 420, 465, 467, 468, 471 and 120-B IPC, registered at Police Station Baghapurana, Distt. Moga (Annexure P-1) and all consequential proceedings arising therefrom are quashed qua petitioner on the basis of compromise.

20.12.2016

Anjal

**[HARI PAL VERMA]
JUDGE**

Whether speaking/reasoned? ***Yes***

Whether reportable? ***Yes/No***