

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

Crl. Misc. M-22447 of 2014(O&M)

Date of Decision: 24.10.2016

Ranbir Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Bhupinder Ghai, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, AAG Punjab
for respondent No.1-State.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.28 dated 18.02.2014 registered under Sections 363, 366 of the Indian Penal Code at Police Station Bikhiwind, District Tarn Taran (Annexure P/1) and all subsequent proceedings arising therefrom.

During the course of the proceedings in this court, respondent No.3-Harpal Singh, complainant was present in court and submitted that he has no objection to the marriage of his sister namely Baljit Kaur-respondent No.2 with the petitioner. On the basis of the said statement, the parties were directed to appear before the Illaqua Magistrate on 29.07.2015 for getting their statements recorded and the learned Illaqua Magistrate was asked to

submit his report.

In pursuance of the direction, a report has been received from Judicial Magistrate First Class at Patti, who has recorded his satisfaction that the parties have compromised the matter. Complainant-Harpal Singh has no objection, if the FIR No.28 dated 18.02.2014 registered under Sections 363, 366 of the Indian Penal Code at Police Station Bikhiwind, District Tarn Taran, against Ranbir Singh is quashed by the High Court.

Learned AAG, Punjab, on instructions from the Investigating Officer, admits the factum of compromise and submits that in case the parties have indeed settled their dispute, the State would have no objection to the quashing of the FIR, in view of the law laid down by the Hon'ble Supreme Court.

I have heard learned counsel for the parties and have gone through the record.

In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and another, 2012 (4) RCR (Cr.) 543**, this petition is allowed and FIR No.28 dated 18.02.2014

registered under Sections 363, 366 of the Indian Penal Code at Police Station Bikhiwind, District Tarn Taran and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of.

24.10.2016
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No