

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

**CRM-M-27307 of 2016**  
**Date of decision: 29.11.2016**

**Mandeep Singh @ Deepa and others**

**----Petitioner (s)**

V/s

**State of Punjab & others**

**-----Respondent(s)**

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

Present:- Mr.Vishavjeet Singh, Advocate for the petitioners.

Mr.P.S. Madahar, AAG, Punjab.

Mr.Anshul Mangla, Advocate for respondents  
No. 2 to 5.

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**HARI PAL VERMA, J.(Oral)**

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.137 dated 31.10.2011 under Sections 323, 452, 427, 506, 148 and 149 IPC, registered at Police Station Dehlon, District-Ludhiana (Punjab) (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 27.07.2016 (Annexure P-2).

This Court vide order dated 09.08.2016 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 order dated 09.08.2016, the parties have appeared before learned Addl. Chief Judicial Magistrate, Ludhiana and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has forwarded report dated 13.09.2016 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.

The statement made by complainant-respondent No.2-Pritpal Singh before the learned Magistrate on 09.09.2016, reads as under:-

*“Stated that the present case bearing FIR No.137 dated 31.10.2011 U/s 452/323/427/5061/48/149 IPC P.S. Dehlon Ludhiana was registered by me against accused persons namely Mandeep Singh @ Deepa S/o Gurmail Singh, Kamikkar Singh S/o Gurmail Singh, Gurmail Singh S/o Nahar Singh, Avtar Singh @ Soni S/o Bal Krishan all resident of Village Behla Police Station Dehlon Distt. Ludhiana and accused Harpreet Singh @ Happy S/o Harbans Singh R/o Village Jassowal Soodan Tehsil and Distt. Ludhiana and accused Harjinder Singh @ Gogi @ Dishu S/o Avtar Singh R/o Village Jhemeri Police Station Sadar Ludhiana. I have compromised the matter with the accused persons. The compromise is voluntarily out of my free will without any inducement, threat and pressure with the intervention of respectables of our locality and I have no grudge against the accused persons present in the court. Petition under Section 482 Cr.P.C. has been filed before Hon'ble High Court for quashing present FIR on the basis of said compromise with the accused persons and I have no objection if the said FIR be quashed.”*

Apart from the above statement made by respondents No.2, respondents No.3 to 5 i.e. Avtar Singh, Harjinder Kaur and Sukhwinder Singh have also made similar statements before the Magistrate, whereby they have 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 does not dispute the factum of compromise entered between the parties.

Mr. Anshul Mangla, Advocate has put in appearance on behalf of respondents No. 2 to 5 and filed Power of Attorney in Court which is taken on record. He has also 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.137 dated 31.10.2011 under Sections 323, 452, 427, 506, 148 and 149 IPC, registered at Police Station Dehlon, District-Ludhiana (Punjab) (Annexure P-1) and all consequential proceedings arising therefrom, are quashed, qua the petitioners, in view of the compromise dated 27.07.2016 (Annexure P-2).

**29.11.2016**  
**Anjal**

**[HARI PAL VERMA]**  
**JUDGE**

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

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