

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

**CRM-M- 40585 of 2015**

Date of Decision: May 23, 2016.

Kishan Chand and another

....Petitioners

Versus

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MR.JUSTICE RAJAN GUPTA**

Present: Mr. P.K.Garg, Advocate  
for the petitioners.

Mr.Ankur Jain, AAG, Punjab

Mr.Ritesh Pandey, Advocate  
for respondent No.2.

**Rajan Gupta, J (Oral)**

Petitioners have filed this petition under Section 482 Cr.P.C seeking quashing of DDR No.25 registered under Sections 326, 323, 341, 148, 149 IPC in FIR No.30 dated 8.5.2014 under Sections 324, 323, 34 IPC at Police Station, Tibber, District, Gurdaspur and all the subsequent proceedings arising therefrom on the basis of compromise.

Learned counsel for the parties submit that during the pendency of this petition a compromise has been arrived at between the parties and dispute has been amicably settled. Relying upon the judgment reported as **Kulwinder Singh and others Vs. State of Punjab, 2007 (3)**

**RCR (Crl.) 1052**, learned counsel submit that in view of compromise, the

impugned F.I.R deserves to be quashed.

Learned State counsel does not dispute the ratio of judgment in **Kulwinder Singh's** case supra and submit that in case a compromise is arrived at between the parties the State shall not stand in the way of quashing of F.I.R.

Heard

It appears that on 4.12.2015, a direction was issued by this court to record the statements of the parties with regard to validity or otherwise of the compromise. A report has been received from the trial court. Operative part thereof reads thus:-

“Both the parties stated that they have compromised the matter with the intervention of the respectable persons of the society at their own free will and consent, voluntarily without any pressure and now they have no grudge against each other. The petitioners have been identified by Sh.Paul Sandhu, Advocate while respondent has been identified by Sh.Ranjit Singh Boparai, Advocate. It was assured before hand that the parties are giving their statements voluntarily without any pressure. (photo copies of the statements are attached herewith).

In my opinion, the compromise is genuine and voluntary and it was assured before hand that the parties are giving their statements without undue influence coercion or threat. It is further submitted that no other civil or criminal litigation is pending between the parties.”

The compromise is in the interest of the parties and after the matter has been resolved by an amicable settlement, no useful purpose is likely to be served by continuance of the criminal proceedings. In view of above, the present FIR and the consequent proceedings arising therefrom deserve to be quashed in light of Full Bench judgment of this court in **Kulwinder Singh's** case supra.

Resultantly, the present petition is allowed. The DDR in question and the subsequent proceedings arising therefrom are quashed.

**(Rajan Gupta)**  
**Judge**

May 23, 2016.  
BB