

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-43445 of 2015 (O&M)
Date of Decision: 27.05.2016

Balwinder Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CRM No.M-43485 of 2015 (O&M)

Sarabjit Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Aman Dhir, Advocate for
Mr. S.S.Sidhu, Advocate,
for the petitioners in 43445 of 2015.

Mr. Surajpreet Singh Kaang, Advocate,
for the petitioners in CRM No.M-43485 of 2015.

Mr. D.S.Virk, AAG., Punjab.

Mr. Surajpreet Singh Kaang, Advocate,
for respondent No.2 in CRM No.M-43445 of 2015.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of CRM Nos.M-43445 of 2015 titled as Balwinder Singh and others Vs. State of Punjab and another and CRM No.M-43485 of 2015 titled as Sarabjit Singh and others Vs. State of Punjab and others as these two connected petitions have been filed under Section 482 Cr.P.C. seeking quashing of FIR No.142 dated 04.11.2015, under

Sections 326, 341, 323, 148, 149 of the Indian Penal Code, registered at Police Station Raman, District Bathinda and for quashing of the cross-version registered vide DDR No. 21 dated 02.11.2015, under Sections 323, 325, 34 of Indian Penal Code.

Since quashing of the FIR and the cross-version was sought on the basis of compromise, parties had been directed to appear before the Illaqa Magistrate for recording of their statements. Report with regard to veracity of the compromise was called for.

Placed on record are two reports furnished by the Judicial Magistrate Ist Class, Talwandi Sabo carrying even date i.e. 23.03.2016. Perusal of these reports would reveal that statements of the accused as also complainant party in the FIR as also in the cross-version have been duly recorded and it has been opined that a compromise has been effected without any pressure, undue influence, coercion or threat.

Parties on both sides in these two petitions are represented through counsel.

Counsel are ad idem that the matter has been amicably settled.

In the light of the fact that the parties have since buried the hatchet and have taken a conscious decision to continue their lives in peace and harmony, it would be an appropriate case for this Court to exercise powers under Section 482 Cr.P.C. to bring to an end the criminal prosecution initiated in the light of the impugned FIR as also the cross-version.

Accordingly, both the petitions are allowed. FIR No.142 dated 04.11.2015, under Sections 326, 341, 323, 148, 149 of the Indian Penal Code, registered at Police Station Raman, District Bathinda and the cross-

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version registered vide DDR No. 21 dated 02.11.2015, under Sections 323, 325, 34 of Indian Penal Code and all proceedings emanating therefrom qua the petitioners are hereby quashed.

Disposed of.

27.05.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE