

In the High Court of Punjab and Haryana at Chandigarh

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(1) Criminal Misc. No.M-16068 of 2016

.....

Date of decision:7.9.2017

Gurminder Singh alias Thoba and others

.....Petitioners

v.

State of Punjab and others

.....Respondent

....

(2) Criminal Misc. No.M-12461 of 2017

.....

Vatandeep Singh

.....Petitioner

v.

State of Punjab and others

.....Respondents

....

**Coram: Hon'ble Mr. Justice Inderjit Singh**

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Present: Mr. Vaibhav Narang, Advocate for Mr. Rahul Bhargava,  
Advocate for the petitioners.

Ms. Simranjeet Kaur, Assistant Advocate General, Punjab  
for the respondent-State.

Mr. Ruhani Chadha, Advocate for the complainant-  
respondents No.2 and 3.

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**Inderjit Singh, J.**

This order will dispose of the above mentioned two criminal  
miscellaneous petitions filed under Section 482 Cr.P.C. for quashing of FIR

No.16 dated 27.1.2016 registered for the offences under Sections 364, 382, 427, 148 and 149 IPC and Section 25 of the Arms Act at Police Station Cantonment, Amritsar City and all other subsequent proceedings arising therefrom on the basis of compromise.

The FIR has been got registered against the petitioners on the statement of complainant-Satnam Singh on the allegations that the petitioners were alleged to have entered into an altercation with respondents No.2 and 3 and gave beatings to them resulting into simple injuries on their person. Now with the intervention of respectable persons, both the parties have arrived at an amicable settlement and have effected a compromise.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before learned trial Court for getting their statements recorded in support of the compromise. After doing the needful, learned Judicial Magistrate Ist Class, Amritsar has sent report dated 24.7.2017 in both the cases submitting that the compromise arrived at between the parties is without any pressure or coercion from any one and the same is genuine.

Learned Assistant Advocate General, Punjab, on instructions from the Investigating Officer and learned counsel for complainant-respondents No.2 and 3 admit the factum of compromise and submit 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 as well as learned

Assistant Advocate General, Punjab and have gone through the record.

In a decision, based on compromise, none of the parties is a loser. Rather, 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.

Therefore, keeping in view the fact that the matter has been amicably settled and in view of the law laid by the Hon'ble Supreme Court in Gian Singh v. State of Punjab and another, 2012 (4) RCR (Cr.) 543, these petitions are allowed and FIR No.16 dated 27.1.2016 registered for the offences under Sections 364, 382, 427, 148 and 149 IPC and Section 25 of the Arms Act at Police Station Cantonment, Amritsar City and all other subsequent proceedings arising out of the same are hereby quashed qua the petitioners.

September 7, 2017.

**(Inderjit Singh)**  
**Judge**

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| <b>NOTE:</b> | Whether speaking/reasoned: | Yes |
|              | Whether reportable:        | No  |