

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

CRM-M-18365 of 2015

Date of decision: 12.1.2017

Vrinder Pal

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE GURMIT RAM

Present: Mr. Munish Raj, Advocate for
Mr.Sandeep S. Majithia, Advocate
for the petitioner.

Mr.A.S. Sidhu, AAG, Punjab
for respondent No.1 – State.

Mr.Paras Talwar, Advocate
for respondent No.2.

GURMIT RAM, J.

This petition under Section 482 of Cr.P.C. has been filed for quashing of FIR No.01 dated 1.1.2015 under Sections 427/436/506 of the Indian Penal Code (for short – IPC), registered at Police Station Division No.5, Civil Lines, Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2) alleged to be arrived at between the parties.

Notice of motion was issued in this petition vide order dated 28.5.2015.

In compliance of the order of this Court, both the parties appeared before the Court of learned Illaqa Magistrate/Additional Chief

Judicial Magistrate, Ludhiana for getting recorded the statements of all the concerned persons. After recording the statements of all the concerned persons, the said Court sent the report along with the copy of statements of the persons examined before this Court vide letter No.16 dated 10.1.2017, which were taken on record.

From the perusal of the report, it has been transpired that the learned trial Court recorded the statement of complainant – Tinderpal Singh and all other victims namely Ajay Kumar, Amritpal Singh and Sukhdev Singh, whose vehicles were burnt in the alleged occurrence. Statement of accused was also recorded. Then statement of Head Constable – Bhupinder Singh, the Investigating Officer of this case was also recorded to the effect that there is only one accused involved in the present case. After recording their statements, the said Court recorded its satisfaction that the alleged compromise between the parties is voluntary, genuine and result of free volition and without any inducement, threat or pressure. Varinderpal is the only accused involved in this case.

Since the alleged compromise (Annexure P-2) is found to be genuine and effected between the parties voluntarily, without any inducement or pressure, so there would have been no hitch in accepting this petition. Moreover, the compromise is the best method to eradicate the enmity between the parties for all time to come, if the same is found to be genuine one. Further, it will also check the multiplicity of litigation and avoid unnecessary harassment to the parties concerned.

In the light of the above, this petition stands accepted, on the basis of compromise (Annexure P-2). The parties shall remain bound by

their statements made before the learned trial Court. Consequently, the FIR No.01 dated 1.1.2015 (Annexure P-1) and all the subsequent proceedings arising therefrom are quashed.

The petition stands disposed of accordingly.

12.1.2017

Brij

(GURMIT RAM)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No