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

**CRM-M No.1486 of 2018  
Date of Decision: 01.05.2018**

**MANPREET SINGH @ MANDEEP SINGH AND ORS**

**.....Petitioners**

**Vs**

**STATE OF PUNJAB AND ORS**

**.....Respondents**

**CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH***

Present: Mr. Arshvir Singh Sandhu, Advocate  
for the petitioners.

Mr. R.S. Thind, D.A.G., Punjab.

Mr. Amanpreet Singh, Advocate  
for respondents No.2 and 3.

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**RAJ MOHAN SINGH, J. (Oral)**

[1]. Prayer in this petition is for quashing of FIR No.85 dated 21.05.2015 registered under Sections 452, 382, 323, 148, 149 IPC (Section 382 IPC deleted during investigation) and Section 379 IPC added later on at Police Station Mataur, District SAS Nagar (Mohali) as well as all the subsequent proceedings arising therefrom on the basis of compromise.

[2]. Vide order dated 16.01.2018, both the parties were directed to appear before the trial Court/Illaqi Magistrate for

recording their respective statements in respect of genuineness of the compromise in question.

[3]. In pursuance of the aforesaid order, the accused party namely Manpreet Singh @ Mandeep Singh, Jagdeep Singh, Harkanvir Singh and Harshdeep Singh appeared on 25.01.2018 before the Judicial Magistrate Ist Class, Mohali and have deposed in respect of genuineness and voluntary nature of the compromise in question. Complainant Arvinder Pal and witness Himmat Singh have also appeared on the same date and have deposed in the context of genuineness and voluntary nature of the compromise. The Judicial Magistrate Ist Class, Mohali has also endorsed the genuineness of the compromise vide its report dated 08.02.2018

[4]. This Court is of the opinion that in view of compromise between the parties, chances of conviction of the accused are remote and there is minimal chance of the witnesses coming forward to depose in support of prosecution version. In view of remote chances of conviction, it would be appropriate to exercise discretionary power of this Court under Section 482 Cr.P.C. to put an end to the controversy for all times to come. The compromise would facilitate both the parties to live in peace and to maintain public tranquility and offence in question is personal in nature and does not involve any heinous and

serious offence of any mental depravity, nor it involves any offence covered under Prevention of Corruption Act. Therefore, when possibility of conviction is remote and bleak, continuation of criminal proceedings would put the accused to oppression and prejudice. In such a situation the exercise of power to quash the proceedings would be in consonance with the provisions of law to meet ends of justice and to prevent unnecessary continuation of proceedings which may ultimately result in some unnecessary vagaries of criminal trial.

[5]. Learned State counsel, however, objects to the aforesaid course, but in order to prevent unnecessary continuation of criminal proceedings on the ground that there are bleak chances of conviction in the case, this Court is of the opinion that it would be in fitness of things to quash the proceedings on the basis of compromise. The compromise in question is fully in consonance with the guidelines framed in **Kulwinder Singh and others vs. State of Punjab, 2007 (3) RCR (Criminal) 1052** and **Gian Singh vs. State of Punjab and another, 2012 (4) RCR (Crl.) 543.**

[6]. Resultantly, FIR No.85 dated 21.05.2015 registered under Sections 452, 382, 323, 148, 149 IPC (Section 382 IPC deleted during investigation) and Section 379 IPC added later on at Police Station Mataur, District SAS Nagar (Mohali) as well

as all the subsequent proceedings arising therefrom, are hereby quashed.

[7].       Petition stands disposed of.

May 01, 2018

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**(RAJ MOHAN SINGH)**  
**JUDGE**

Whether speaking/reasoned       Yes/No

Whether reportable               Yes/No