

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

CRM-M-18020-2018

Date of decision:-1.5.2018

Kuldeep Singh @ Gurdeep Singh @ Deepa

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN

Present : Mr.Chandeep Singh, Advocate
for the petitioner.

H.S. MADAAN, J.

This petition under Section 482 Cr.P.C. has been filed for quashing of FIR No.66 dated 5.5.2009 under Sections 295-A/506 IPC, registered with Police Station Khamano, District Fatehgarh Sahib in view of compromise between the parties.

The FIR in question was lodged at the instance of complainant Ajit Singh son of Sh.Gurbaksh Singh of Ramdasia Sikh community, resident of village Chandiala, Police Station Khamano aged about 60 years in which he stated that on 5.5.2009 when he had gone to

the village Gurdwara to pay obeisance, then Sucha Singh son of Ravel Singh and Mrs.Gurdev Kaur wife of Granthi Gurnam Singh were also present there; that at about 9:00 p.m. Kuldeep Singh alias Deepa son of Sher Singh of Ramdasiya Sikh community, resident of their village with trimmed hair and appearing to be under the influence of drugs wearing shoes entered the Gurdwara Sahib, sat near the Holy Granth and after getting up kicked the container having *PARSHAD* as well as container of wheat and flowerpot lying in front besides money chest, then wearing shoes he sat near the Holy Granth 'Shri Guru Granth Sahib' and speaking before microphone he started abusing the villagers; when several people arrived, he left the spot raising *lalkaras*, in that way and by such acts religious sentiments of the people were hurt.

A perusal of the FIR goes to show that the allegations are very serious, which amount to causing anguish and hurt to the people at large more particularly the Sikh community. Such type of mischievous acts have got the potential to trigger animosity between people belonging to different communities, which many a times lead to law and order problem. Such type of mischievous persons need to be dealt with sternly to maintain the communal harmony in the society. The accused has not committed offence against a particular individual but against society at large especially Sikh community and he cannot be allowed to get away by effecting compromise with the complainant and the complainant alone is no body to pardon him.

Therefore, I do not see any reason to accept the compromise and to allow the prayer for quashing of FIR on the basis of compromise.

The petition being without merit stands dismissed accordingly.

1.5.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No