

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

CRM-M No. 21871 of 2018

Date of decision : 07.12.2018

Gurdeep Singh and others

.....Petitioners

Versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Mr. Surinder Garg, Advocate for the petitioners.

Mr. Amit Mehta, Senior DAG, Punjab.

* * *

DAYA CHAUDHARY, J. (Oral)

Petitioners namely Gurdeep Singh, Charanjit Kaur, Gurjit Kaur, Jagtar Singh, Harkrishan Singh and Sansar Singh have filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing FIR No.44 dated 11.03.2018 under Sections 452, 342, 323, 427, 392, 379, 120-B, 148 & 149 of the Indian Penal Code, 1860 registered at Police Station – Dirba, Distt. Sangrur (Punjab), on the basis of compromise arrived at between the parties.

Learned counsel for the petitioners submits that in pursuance of directions issued by this Court vide order dated 21.05.2018, statements of the parties were recorded by learned Chief Judicial Magistrate, Sangrur, wherein factum of compromise has been affirmed between the parties. It

has been stated by complainant Gurmel Singh that the matter has been voluntarily compromised with the accused persons and there is no pressure or coercion and the compromise is as per the free will of the parties. It has also been mentioned that there is no other criminal case pending against the accused persons and the complainant. Complainant has no objection in quashing the FIR and other proceedings.

The parties are members of the same family. The compromise is as per their free will and the complainant has no objection in quashing of the FIR as submitted by him in his statement recorded before learned Chief Judicial Magistrate, Sangrur.

The purpose of compromise between the parties is to maintain peace between the parties being in close relation. Moreover, the case is at the stage of investigation. However, it has been pointed out by learned State counsel that cancellation report has been prepared as the dispute has been settled between the parties.

Since the dispute between the parties has been compromised and the complainant has no objection in quashing of the FIR and other proceedings arising out therefrom, no purpose would be served by keeping the proceedings pending as the complainant is not going to support the case of the prosecution.

Accordingly, the present petition is allowed and FIR No.44 dated 11.03.2018 under Sections 452, 342, 323, 427, 392, 379, 120-B, 148 & 149 of the Indian Penal Code, 1860 registered at Police Station – Dirba, Distt. Sangur (Punjab) and other proceedings arising out therefrom qua

petitioners namely Gurdeep Singh, Charanjit Kaur, Gurjit Kaur, Jagtar Singh, Harkrishan Singh and Sansar Singh are hereby quashed.

07.12.2018

sunil yadav

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No