

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41344-2017

Date of Decision: 25.05.2018

Jashandeep Singh

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Deepak Goyal, Advocate,
for the petitioner.

Mr. J.S. Walia, Sr. D.A.G., Punjab.

Mr. Bhuvnesh Kumar, Advocate, for
Mr. Yogesh Goel, Advocate,
for respondent no. 2.

AMOL RATTAN SINGH, J. (ORAL)

By this petition, quashing of FIR No. 141, dated 01.08.2017, is sought, (as stands registered against the petitioner at Police Station Bhawanigarh, District Sangrur, for the alleged commission of offences punishable under Sections 279/337/427 IPC), on the basis of a compromise arrived at between the petitioner (accused) and respondent no. 2, i.e. the complainant.

Vide an order of this Court dated 02.12.2017, the parties were directed to appear before the learned trial Court to get their statements recorded, in terms of the compromise.

Pursuant to the aforesaid order, the report of the learned Additional Chief Judicial Magistrate, Sangrur, has been sent to this Court, in which it is stated that the complainant-respondent no.2 (Prem Chand) and the accused-petitioner

(Jashandeep Singh), have both suffered their statements, in terms of the compromise reached between the parties, (a copy of the compromise deed having been annexed as Annexure P-2 with the petition), with respondent no. 2-complainant stating that he has no further grudge remaining against the petitioner.

The parties are stated to have been identified by the investigating officer, ASI Gurmail Singh.

As per the assessment of the learned Magistrate, the compromise reached between the parties is genuine and voluntary, without any coercion or undue influence.

That being so and the fact that the complainant who is stated to have suffered injuries in the motor accident in question, has compromised the matter with the accused, i.e. the petitioner, with learned counsel appearing for respondent no. 2-complainant not denying that fact even before this Court, in the opinion of this Court, it would be pointless to continue with criminal proceedings.

Consequently, the petition is allowed and FIR No. 141 dated 01.08.2017, registered against the petitioner at Police Station Bhawanigarh, District Sangrur, for the alleged commission of offences punishable under Sections 279/337/427 IPC, along with all proceedings emanating therefrom, is hereby quashed.

May 25, 2018
nitin/dinesh

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.