

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

CRM-M-707-2020

Date of Decision:26.02.2020

DALJIT SINGH Appellant

Versus

STATE OF PUNJAB AND ANOTHER Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr.G.S.Thind, Advocate for the petitioner.
Mr.Sidakmeet Singh Sandhu, Asstt. A.G. Punjab.
Mr.Sanjeev Sharma, Advocate for respondent No.2.

JAISHREE THAKUR, J.(ORAL)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.199 dated 16.11.2019 registered under Sections 354-A of Indian Penal Code Registered at Police Station Amargarh, District Sangrur and all subsequent proceedings arising therefrom in view of the compromise .

The FIR has been registered on the statement of complainant- on the allegations that the accused-petitioners due to some land dispute he came to her house and started doing obscene act. Now with the intervention of respectable persons, the matter has been amicably compromised between the parties and they have resolved their disputes and differences.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the trial court/Illaq Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from Chief Judicial Magistrate at Malerkotla, stating that the compromise arrived at between the parties is without any pressure or coercion from

anyone and the same is the genuine one. Learned State counsel, on instructions from the Investigating Officer and learned counsel for the complainant-respondent No.2 admit to the factum of compromise and submit that in case the parties have indeed settled their dispute, the State would have no objection to the quashing of the FIR in view of the law laid down by the Hon'ble Supreme Court.

I have heard learned counsel for the parties and have gone through the record. In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in *Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466*, this petition is allowed and FIR No.199 dated 16.11.2019 registered under Sections 354-A of Indian Penal Code Registered at Police Station Amargarh, District Sangrur and all subsequent proceedings arising out of the same are quashed qua the petitioner herein.

(JAISHREE THAKUR)
JUDGE

26.02.2020
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No