

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

(Heard through VC)

CRM Nos.24108-24109 of 2020 in/and
CRM-M-6578 of 2020 (O&M)
Date of Decision: September 29, 2020

Daljit Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vijay Lath, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG Punjab.

Mr. Surinder Sharma, Advocate
for respondent No.2.

JAISHREE THAKUR, J. (Oral)

CRM-24108-2020

Allowed as prayed for.

Annexure P-7 is taken on record, subject to all just exceptions.

CRM-24109-2020

This is an application that has been filed for preponing the
hearing in the main case, which is now listed for 12.11.2020.

For the reasons given in the application, the same is allowed.

Hearing in the main case is preponed and the same is taken up today.

CRM-M-6578-2020

This petition has been filed under Section 482 of the Code of

Criminal Procedure seeking quashing of FIR No.121 dated 23.07.2019 registered under Sections 323, 354 of Indian Penal Code at Police Station City Rupnagar, District Rupnagar (Annexure P/1) and all subsequent proceedings arising therefrom in view of the compromise (Annexure P/2).

The FIR has been registered on the statement of complainant-Manpreet Kaur on the allegations that the accused-petitioner gave beatings to her and also torn her clothes with the intention to outrage her modesty. 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 Judicial Magistrate First Class at Rupnagar, stating that the compromise arrived at between the parties is without any pressure or coercion from anyone and the same is 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.121 dated 23.07.2019 registered under Sections 323, 354 of Indian Penal Code at Police Station City Rupnagar, District Rupnagar and all subsequent proceedings arising out of the same are quashed qua the petitioner herein.

September 29, 2020

vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No