

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

118)

CRM no.30406 of 2020 in/and
CRM-M-47375 of 2018 (O&M)
Date of Decision: 17.12.2020

Dalip Singh and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Sunil Agnihotri, Advocate, for the petitioners.
Mr. Randhir Singh Thind, DAG, Punjab.
Mr. Vishal Munjal, Advocate, for respondent no.2.

AMOL RATTAN SINGH, J. (Oral)

By CRM no.30406 of 2020, advancement of the date of hearing is sought in the accompanying petition which is one seeking quashing of the FIR itself on the basis of a compromise arrived at between the parties.

Pursuant to the order of this court dated 26.10.2018, a report of the learned Sub-Divisional Judicial Magistrate, Dasuya, dated 21.12.2018, is on record, stating to the effect that Bhajan Singh, respondent no.2 herein (the complainant in the FIR), recorded a statement before that court to the effect that the matter has been compromised between the parties with their free will and consent, with the statements of the accused (petitioners herein), Dalip Singh and Mandeep Singh, also having been recorded to the same effect and as per the assessment of that court, the compromise arrived at between them, is genuine and authentic.

That being so, notice in the application seeking advancement of the date of hearing in the accompanying petition, with Mr. Randhir Singh, learned DAG, Punjab, accepting notice on behalf of the respondent State.

Mr. Vishal Munjal, learned counsel appearing for respondent no.2, also accepts notice on behalf of the said respondent, with him neither denying the factum of the compromise reached between the parties, nor opposing the application seeking advancement of the date of hearing.

In view of the above, the application is allowed with the date of hearing in the accompanying petition advanced to today itself.

CRM-M-47375 of 2018

This petition has been filed seeking quashing on the basis of a compromise arrived at between the petitioners and respondent no.2, of FIR no.138 dated 21.09.2018 (as also all other subsequent proceedings arising therefrom), registered at Police Station Dasuya District Hoshiarpur, for the alleged commission of offences punishable under Sections 355, 341, 506 and 34 of the IPC. A copy of the compromise deed has been annexed as Annexure P-2 with the petition.

In view of the aforesaid report and also looking at the nature of the offences alleged to have been committed by the petitioners, the present petition is allowed and FIR no.138 dated 21.09.2018 (as also all other subsequent proceedings arising therefrom), registered at Police Station Dasuya, District Hoshiarpur, for the alleged commission of offences punishable under Sections 355, 341, 506 and 34 of the IPC, is hereby quashed.

17.12.2020
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(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No