

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.
(216)**

I.

CRM-M-25777-2020

Date of Decision: 27.11.2020

Ram Singh and others

....Petitioners

VERSUS

State of Punjab and another

...Respondents

II.

CRM-M-27648-2020

Ghuman Singh and another

....Petitioners

VERSUS

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Jimmy Singla, Advocate, for the petitioner (s).
Ms. Jaspreet Kaur, AAG, Punjab.
Mr. Sandeep Bansal, Advocate,
for respondent No.2.

KARAMJIT SINGH, J.(Oral)

Case has been heard through video conferencing on account of
COVID-19 Pandemic.

This order shall dispose of the aforesaid two petitions as both
the cases have arisen out of the same FIR.

Prayer is for quashing of FIR No.52 dated 22.5.2020 registered
under Sections 323, 341, 506, 34 IPC at Police Station Khanauri, District
Sangrur and DDR No.45 dated 22.5.2020 registered under Sections 324,
341, 506, 34 and 326 IPC having cross version of main case bearing FIR
No.52 of 22.5.2020 on the ground of compromise.

statement of Ghuman Singh (petitioner in CRM-M-27648-2020), as per which, on 20.5.2020 at about 5:30 p.m., he was assaulted by Ram Singh (petitioner in CRM-M-25777-2020) armed with wooden log, Daljit Singh armed with wooden stick and Lovepreet Singh armed with gandasa and they caused injuries to him.

DDR No.45 dated 22.5.2020 relating to cross version was registered on the basis of statement of Ram Singh (Petitioner in CRM-M-25777-2020) who stated that on 20.5.2020, Ghuman Singh armed with wooden stick and Gurwinder Singh and one another unidentified person armed with wooden stick attacked him and caused injuries to him.

During the course of preliminary hearing, the trial Court/Illaqa Magistrate was directed to record the statements of the all the concerned parties with regard to genuineness and validity of the compromise.

Report has been received from Sub Divisional Judicial Magistrate, Moonak, as per which, both the parties including the injured had appeared there and got recorded their statements with regard to genuineness of the aforesaid compromise. As per report of the Court concerned, the aforesaid compromise is genuine which has been effected by the parties voluntarily, without any coercion and undue influence.

I have heard learned counsel for the parties.

From the perusal of the report of the Court concerned, it stands established that the parties have amicably settled their dispute by means of compromise.

Counsel for the parties are *ad idem* that in view of the aforesaid compromise of dispute between the parties, the criminal proceedings in the

This Court is of the view that compromise being genuine, is going to bring harmony and peace in the lives of both the parties. In **Kulwinder Singh and others v. State of Punjab and another**, 2007(3) RCR (Criminal) 1052, Full Bench of this Court observed as follows : -

“The Courts play role of paramount importance in achieving peace, harmony and ever-lasting congeniality in society. Resolution of a dispute by way of a compromise between two warring groups, therefore, should attract the immediate and prompt attention of a Court which should endeavour to give full effect to the same unless such compromise is abhorrent to lawful composition of the society or would promote savagery.”

Accordingly, keeping in view the above, FIR No.52 dated 22.5.2020 registered under Sections 323, 341, 506, 34 IPC at Police Station Khanauri, District Sangrur and DDR No.45 dated 22.5.2020 registered under Sections 324, 341, 506, 34 and 326 IPC being cross version of main case bearing FIR No.52 of 22.5.2020 along with all subsequent proceedings arising therefrom are hereby quashed and both the petitions stand allowed.

Needless to mention that both the parties will abide by the terms and conditions of the compromise in letter and spirit.

November 27, 2020

Paritosh Kumar

**(KARAMJIT SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No