

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-31088-2020

Date of decision: 05.10.2020

Bikram Singh

..... Petitioner

V/s.

State of Punjab and others

..... Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Baljinder Singh Bra, Advocate for the petitioner.

Mr. Gaurav Garg Dhuriwala, Senior DAG, Punjab.

Ms. Ruchi Sekhri, Advocate, for respondents No.2 and 3.

Sanjay Kumar, J.

The petitioner is the accused in FIR No. 0197 dated 19.11.2018 on the file of Police Station Machhiwara, District Khanna, registered under Sections 279, 337, 338, and 427 IPC. By way of this petition filed under Section 482 Cr.P.C, he seeks quashing of the said FIR.

The basis for this prayer is the compromise deed dated 28.09.2020 executed by and between the petitioner and the second and third respondents herein. The second respondent is the complainant at whose behest the subject FIR was registered while the third respondent is the victim who suffered injuries.

Ms. Ruchi Sekhri, learned counsel, entered appearance for the second and third respondents and filed her power of attorney. She affirms

the factum of the compromise and states that her clients have no objection to the subject FIR being quashed. She also filed affidavit dated 30.09.2020 of the second respondent-complainant, wherein he reiterated that the dispute with the petitioner had been settled amicably and peacefully and that he is not keen to prosecute him.

Mr. Gaurav Garg Dhuriwala, learned Senior Deputy Advocate General, Punjab, would inform this Court that the charges have been framed in the case but the petitioner has no known criminal antecedents, as no other FIR was registered against him. He states that no permanent disability or injury was caused to the third respondent, who was the victim of the alleged rash driving.

As the offence relates to the rash driving of a vehicle and no permanent disability or injury seems to have been caused thereby, this Court sees no purpose served in the State wasting its time and resources in prosecuting this case further. All the more so, as the fate of the case stands sealed by the compromise effected between the parties. Further prosecution of this case would therefore be an exercise in futility. In that view of the matter, it would be better to give a quietus to the issue at this stage.

The petition is allowed. FIR No. 0197 dated 19.11.2018 on the file of Police Station Machhiwara, District Khanna, and all proceedings relating thereto are accordingly quashed.

(SANJAY KUMAR)
JUDGE

05.10.2020

rakesh

whether speaking/non speaking

:

Yes/no

whether reportable/non reportable

:

Yes/no