

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 222

CRM-M-33815-2020

Date of decision : 17.12.2020

Bikramjeet Singh @ Vicky Singh and others

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.A.K.Vasudeva, Advocate, for the petitioners.

Mr.Sidakmeet Singh Sandhu, AAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.96 dated 17.05.2020 registered under Sections 341, 323, 148 and 149 IPC (Section 325 IPC added later on) at Police Station Sangat, district Bathinda on the basis of a compromise dated 17.08.2020 (Annexure P-2) entered into between the parties.

On 27.10.2020 this Court had directed the parties to appear before the Illaqa Magistrate on 25.11.2020 for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report along with the recorded statements with regard to the genuineness of the compromise between the parties.

As directed, report dated 25.11.2020 from the Judicial Magistrate Ist Class, Bathinda has been received, as per which the parties had recorded their statements before the Illawa Magistrate in terms of the compromise arrived at between them and the compromise is genuine, voluntary and without any coercion or undue influence.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which the offences are not heinous; dispute is between the parties residing in the same area; investigation is at the initial stage and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and others*, 2007 (3) RCR (Criminal) 1052, this Court deems it just and proper to allow the petition and resultantly quash FIR No.96 dated 17.05.2020 registered under Sections 341, 323, 148 and 149 IPC (Section 325 IPC added later on) at Police Station Sangat, district Bathinda and all proceedings arising therefrom qua the petitioners.

17.12.2020
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No