

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

CRM-M-39545-2020 (O&M)

Date of decision: 21.12.2020

Jugraj Singh and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Kunal Vinayak, Advocate for the petitioners.

Ms. Jaspreet Kaur, AAG, Punjab.

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

KARAMJIT SINGH, J. (Oral)

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

Prayer in this petition is for quashing of FIR No.52 dated
7.6.2016 registered under Sections 323, 324, 325, 342, 148, 149 IPC at
Police Station Kathu Nangal, Amritsar Rural on the basis of compromise
dated 20.11.2020 (Annexure P-2).

The above stated FIR was registered on the statement of the
complainant/respondent No.2-Satnam Singh.

During the course of preliminary hearing, the trial Court/Illaq
Magistrate was directed to record the statements of the all the concerned
parties with regard to genuineness and validity of the compromise vide
order dated 27.11.2020.

Report has been received from Judicial Magistrate, 1st Class,

Amritsar, in terms of which complainant Satnam Singh and the present petitioners had appeared there and their statements were recorded, in which they have admitted to have entered into a voluntary compromise, without any pressure, coercion, undue influence and inducement from any quarter. Further, the complainant has stated that he has no objection if the FIR in question is quashed by this Court. There is nothing on record to doubt the genuineness of the compromise so arrived at between the parties. Along with the report, statement of the complainant and the accused, have been annexed.

I have heard learned counsel for the parties besides going through the record.

It is proved on record that the parties have amicably settled their dispute by means of compromise Annexure P-2.

Counsel for the parties are *ad idem* that in view of the settlement of dispute between the parties, the criminal prosecution is liable to be quashed as per compromise Annexure P-2.

In this case, the police has already submitted the cancellation report on the basis of compromise as is clear from order dated 18.11.2020 (Annexure P-3) passed by the learned Illaqa Magistrate.

Since the aforesaid compromise is in the welfare and interest of the parties, so, to my mind, there is no impediment in translating their wishes into reality and quash the criminal prosecution to set the matter at rest to enable them to live in peace and enjoy the life and liberty in a dignified manner.

For the reasons aforestated and having regard to the principles

another, 2012 (4) RCR (Criminal) 543 and Five Judges Bench of this Court in **Kulwinder Singh and others v. State of Punjab and another**, 2007(3) RCR (Criminal) 1052, this petition is allowed and the above said FIR along with ancillary proceedings is hereby quashed qua the present petitioners.

Needless to mention that both the parties will abide by the terms and conditions of the compromise Annexure P-2 in letter and spirit.

(KARAMJIT SINGH)
JUDGE

December 21, 2020
Paritosh Kumar

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No