

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

**CRM-24677-2020 in/and  
CRM-M-38807-2019  
Date of decision: 09.10.2020**

**Jaswinder Singh and another**

**...Petitioners**

**Versus**

**State of Punjab and another**

**...Respondents**

**CORAM:HON'BLE MS. JUSTICE RITU BAHRI**

Present: Mr. M.S. Sidhu, Advocate,  
for applicant-petitioners.

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**Ritu Bahri, J.**

**CRM-24677-2020**

Notice.

On the asking of the Court, Mr. M.S. Dullat, Addl. A.G., Punjab, accepts notice on behalf of respondent-State and Ms. Gaganjot Kaur, Advocate, accepts notice on behalf of the complainant. They have no objection in allowing this application.

In view of the said fact, present application is allowed; the main petition i.e. **CRM-M-38807-2019** is preponed and taken up today itself.

**CRM-M-38807-2019**

Quashing of FIR No. 217 dated 05.12.2018, under Section 379-B IPC, registered at Police Station, Adampur, District Jalandhar (Annexure P-1) and subsequent proceedings arising therefrom, are being sought on the basis of compromise dated 15.05.2019 (Annexure P-2).

FIR (Annexure P-1) was registered on the basis of statement made

by Gurdeep Singh-respondent No.2 to the effect that on 05.12.2018, he was

going towards his village Pandori Nijjran from Sonalika Chack Gujran, Hoshiarpur on his motorcycle. At about 6.15 P.M., when he reached near village Dhehpur, three persons came on a Maestro scooty and stopped his motorcycle. They were armed with 'dadar'. The person sitting on the rear seat of said scooty asked the complainant to hand over the articles with him. They snatched his purse and took away Rs.2600/- along with important documents i.e. HDFC ATM card, driving licence, original R.C. of motorcycle, PAN card etc. Therafter, they ran away from the spot. Later on, complainant came to know that present petitioners along with one more person had committed the said offence. In this background, the FIR was registered.

During the pendency of trial, with the intervention of respectable persons, the matter has been compromised between the parties vide compromise deed dated 15.05.2019 (Annexure P-2), which has been duly signed by complainant-Gurdeep Singh (respondent No.2), present petitioners as well as Sarpanch and Member Panchayat.

In compliance with the order dated 29.11.2019 passed by this Court, parties got recorded their statements before the Trial Court. Report from the Judicial Magistrate Ist Class, Jalandhar, has been received in this regard. As per report, Gurdeep Singh-respondent No.2 (complainant) made his statement on 13.02.2020 to the effect that with the intervention of respectable persons, he has compromised the matter with Jaswinder Singh and Baljit Singh-petitioners at his own will and without any coercion or pressure. He has no objection if, the above said FIR is quashed. Separate statements of Jaswinder Singh and Baljit Singh-petitioners were also

the court is satisfied that the compromise is valid and genuine one. Photocopies of Aadhaar cards of Jaswinder Singh and Baljit Singh (petitioners) have been attached as Annexures P-3 and P-4.

Keeping in view the prevailing COVID-19 situation and the fact that the compromise has been effected between the parties vide compromise deed dated 15.05.2019 (Annexure P-2), whereby they have decided to get the F.I.R. quashed, it is a fit case where there is no impediment in the way of the Court to exercise its inherent powers under Section 482 Cr.P.C for quashing of F.I.R in the interest of justice. Consequently, in view of the judgments passed by the Hon'ble Supreme Court in *Madan Mohan Abbot vs. State of Punjab* 2008(4) S.C.C. 582 and the law laid down by the Full Bench of this Court in the case of *Kulwinder Singh and Ors. vs. State of Punjab and another* 2007(3) RCR (CrI.) 1052, no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 217 dated 05.12.2018, under Section 379-B IPC, registered at Police Station, Adampur, District Jalandhar, is quashed with all consequential proceedings arising therefrom qua the present petitioners.

Petition stands allowed accordingly.

09.10.2020  
ajp

(RITU BAHRI)  
JUDGE

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |