

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

**CRM-M No.891 of 2020
Date of Decision :15.09.2021**

Gurpreet Singh and others

.....Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

Present: Mr.Manoj R. Sharma, Advocate for the petitioners.
Mr. Anmol S. Sandhu, AAG, Punjab.
Mr. Uday Goel, Advocate for respondent No.2.

(The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court)

ARUN PALLI, J. (Oral):

Vide this petition under Section 482 of Cr.P.C, the petitioners are praying for quashing of FIR No.27 dated 10.05.2019, under Sections 353, 186, 323 and 34 of IPC, registered at Police Station Dorangla, District Gurdaspur and all consequential proceedings, for, the dispute between the parties stands resolved and a compromise by way of affidavit dated 27.12.2019 (Annexure P-2), has since been furnished.

Vide order dated 10.01.2020, a Co-ordinate Bench of this Court had required the parties to appear before the trial Court/Illaua Magistrate on 21.01.2020, to have their statements recorded as regards the execution and veracity of the alleged settlement/compromise. And, the trial Court was directed to submit a report in terms of the said order.

Accordingly, vide letter No.900 dated 13.02.2020, the report along with the statements of the parties in original has been submitted by the

Judicial Magistrate Ist Class, Gurdaspur, which reads thus:-

- “1. As per statement of Investigating Officer, no accused have been declared as Proclaimed Offender in this case as per record.
2. All the parties to the petition have appeared for recording their statements, therefore, it appears that the compromise is genuine, voluntary and out of free will of the parties.”

In the wake of the above and upon being pointedly asked, even the learned State counsel submits that State would have no objection if the FIR (ibid) is quashed.

At this stage, it would be apposite to even refer to the decision of the Supreme Court in **Gian Singh Vs. State of Punjab and Another 2012 (10) SCC 303** and also the judgment of this Court in **Kulwinder Singh and others Vs. State of Punjab and another, 2007 (3) RCR (criminal) 1052**, wherein it was concluded that in matters concerning non-compoundable offences, if the parties have reached a compromise, this Court has wide powers under Section 482 of Cr.P.C. to quash the proceedings to secure the ends of justice.

Accordingly, the petition is allowed. FIR No.27 dated 10.05.2019, under Sections 353, 186, 323 and 34 of IPC, registered at Police Station Dorangla, District Gurdaspur and all consequential proceedings arising therefrom, are quashed.

(ARUN PALLI)
JUDGE

15.09.2021
Manoj Bhutani

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