

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

**CRM-M No.2606 of 2021**

**Date of Decision:-22.11.2021**

Rakesh Sharma and others

.....Petitioners.

Versus

State of Punjab and another

.....Respondents.

**CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

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Present:- Ms. Baani Chhibber Mahajan, Advocate  
for the petitioners.

Ms. Samina Dhir, D.A.G, Punjab  
for respondent No.1-State.

Ms. Prerna Malhotra, Advocate  
for respondent No.2-complainant.

**MEENAKSHI I. MEHTA, J.**

By way of the instant petition, the petitioners have invoked the jurisdiction of this Court under Section 482 Cr.P.C. for seeking the quashing of the FIR bearing No.119 dated 09.06.2019 registered at Police Station Rama Mandi, District Police Commissionerate, Jalandhar, under Sections 308, 324, 323, 506, 34 IPC as well as all the subsequent proceedings arising therefrom, while averring that the parties have arrived at a compromise qua their dispute culminating in the registration of the said FIR.

Bereft of unnecessary details, the allegations, as levelled in the

subject FIR, are that the petitioners caused injuries to respondent No.2-complainant Munish Kumar with bat etc. as he used to raise objection on their using the loudspeaker in the temple at a high volume at odd times.

Vide the order dated 19.01.2021 passed by the Co-ordinate Bench, the parties had been directed to appear before the Illaqa Magistrate/trial Court on 04.03.2021 for recording their statements in respect of the compromise. In compliance of the said order, learned Judicial Magistrate 1<sup>st</sup> Class, Jalandhar, recorded their (parties') statements and has submitted the report (which is already available on the file) mentioning therein that the compromise effected between the parties seems to be genuine and the parties have compromised the matter voluntarily and without any coercion or undue influence and their statements are not the result of any pressure or coercion and that none of the accused, i.e the petitioners, is a proclaimed offender. The statements of both the parties as well as of the investigating officer named Jaswinder Singh ASI have also been annexed with the said report.

I have heard learned counsel for the petitioner as well as learned State counsel and learned counsel for respondent No.2-complainant in the present petition and have also perused the file thoroughly.

The said compromise has been effected to put the dispute between the parties at rest for all the times to come and the same would promote peaceful, harmonious and cordial relations between them. It being so, there are bleak chances of the conviction of the petitioners and in these circumstances, the continuation of the proceedings in the case

arising out of the said FIR would be an exercise in futility.

Keeping in view the above-discussed facts and circumstances as well as the observations as made by the Apex Court in ***Gian Singh Versus State of Punjab and another (2012) 4 RCR (Criminal) 543***, the FIR bearing No.119 dated 09.06.2019 registered at Police Station Rama Mandi, District Police Commissionerate, Jalandhar, under Sections 308, 324, 323, 506, 34 IPC, as well as the subsequent proceedings arising therefrom (if any) are hereby quashed.

The petition in hand stands allowed accordingly.

**November 22, 2021**  
Yag Dutt

**(MEENAKSHI I. MEHTA)**  
**JUDGE**

*Whether speaking/reasoned:* *Yes*

*Whether Reportable:* *No*