

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

Sr. No.237-2

CRM-M-3363-2021

Date of decision: 29.10.2021

Ranjit Singh and others

....Petitioners

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. L.S. Lakhanpal, Advocate, for the petitioners.

Ms. Gunkirat Kaur, Asstt. A.G., Punjab.

Mr.A.S. Sandhu, Advocate, for respondent Nos.2 and 3.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of DDR No.37 dated 13.12.2016 in FIR No.190 dated 13.12.2016 under Sections 323, 324, 341, 506, 148, 149 IPC registered at Police Station Lalru, District SAS Nagar, Mohali and all subsequent proceedings arising out of it on the basis of the compromise dated 17.02.2020 (Annexure P-3).

On 25.01.2021 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 04.02.2021 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court whether the accused were ever declared as proclaimed offenders and if there any other case pending against them.

As directed, report dated 10.02.2021 from the Civil Judge (Junior Division), Dera Bassi has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them; no other case is pending against the petitioners and also no proclamation proceedings are pending against them.

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 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 the DDR No.37 dated 13.12.2016 in FIR No.190 dated 13.12.2016 under Sections 323, 324, 341, 506, 148, 149 IPC registered at Police Station Lalru, District SAS Nagar, Mohali and all proceedings arising therefrom, qua the petitioners.

October 29, 2021
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No