

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

(121)

CRM-M-6792-2020 (O&M)
Date of Decision: 24.08.2021
(Heard through VC)

GAGANDEEP SINGH AND OTHERS

...Petitioners

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Davinder Singh, Advocate
for the petitioners.

Mr. A.S.Gill, Senior DAG, Punjab.

Mr. Jaskaran Singh, Advocate
for respondent No.2.

JAISHREE THAKUR, J. (Oral)

CRM-18208-2021

The instant application has been filed for placing on record the power of attorney of respondent No.2.

For the reasons mentioned therein, the application is allowed.

Power of attorney filed on behalf of respondent No.2 is taken on record.

CRM-25306-2021

Prayer in the application is for preponing the date of hearing of the main petition, which is now fixed for 25.11.2021. For the reasons stated in the application, the same is allowed and the main petition is taken up for hearing today itself.

CRM-M-6792-2020

The FIR has been registered on the statement of complainant. Now with the intervention of respectable persons, the matter has been amicably compromised between the parties and they have resolved their disputes and differences.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the trial court/Illaq Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from Judicial Magistrate Ist Class (D), Jagraon stating that the compromise arrived at between the parties is without any pressure or coercion from any one and the same is genuine one.

Learned Senior Deputy Advocate General, Punjab on instructions from the Investigating Officer and learned counsel for the complainant/respondent No.2 admit the factum of compromise and counsel for the respondent-State would submit that in case the parties have indeed settled their dispute, the State would have no objection to the quashing of the FIR, in view of the law laid down by the Hon'ble Supreme Court.

I have heard learned counsel for the parties and have gone through the record

In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate

conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, this petition is allowed and FIR No.0007 dated 23.03.2019 registered under Sections 498-A and 406 of Indian Penal Code at Woman Police Station NRI, District Ludhiana (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua the petitioners.

(JAISHREE THAKUR)
JUDGE

24.08.2021

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No