

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 257

CRM-M-34695-2021

Date of decision : 28.10.2021

Inderpal Singh and another

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Harsh Chopra, Advocate, for the petitioners.

Ms.Gunkirat Kaur, AAG, Punjab.

Mr.M.R.Sharma, Advocate, for respondent No.2.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.15 dated 26.01.2020, registered under Sections 323, 341, 506 and 34 IPC at Police Station Adampur, District Jalandhar on the basis of a compromise dated 11.08.2021 (Annexure P-2) entered into between the parties.

On 25.08.2021 this Court had directed the parties to appear before the Trial Court/Illaq Magistrate on 31.08.2021 or any other date convenient to the Court for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report alongwith the recorded statements of the parties with regard to the veracity of the compromise; whether any accused is a proclaimed offender; whether accused persons are involved in any other case as also the stage of the case.

As directed, report dated 07.09.2021 from the Judicial Magistrate Ist Class, Jalandhar 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 proclamation proceedings are pending against the petitioners; they are not involved in any other case and the investigation in the case is complete.

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 offences are not heinous; the trial is at the early stage and also 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 FIR No.15 dated 26.01.2020, registered under Sections 323, 341, 506 and 34 IPC at Police Station Adampur, District Jalandhar and all proceedings arising therefrom, qua the petitioners.

28.10.2021
shamsher

[DEEPAK SIBAL]
JUDGE

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