

(228) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32916-2020 (O&M)
Date of Decision: 14.01.2021
(Heard through VC)

Amarjit Singh and another ... Petitioners

Vs.

State of Punjab and another ... Respondents

CORAM : HON'BLE MS. JUSTICE JAISHREE THAKUR

Present : Mr. Aminder Singh, Advocate
for the petitioner.

Ms. Rashmi Attri, A.A.G. Punjab.

Mr. P.S. Punia, Advocate
for respondent No.2.

JAISHREE THAKUR, J. (Oral)

The present petition has been filed for quashing of FIR No.160 dated 15.08.2020 registered under Sections 420 and 120-B IPC at Police Station Sadar Ahmedgarh, District Sangrur, and all subsequent proceedings arising therefrom in view of the compromise.

The FIR has been registered on the statement of complainant-Manjit Singh on account of some money dispute. Now with the intervention of respectable persons, the matter has been amicable compromised between the parties and they have resolved their disputes and differences. It is further submitted that in terms of the compromise, agreed amount has been deposited.

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 at Malerkotla stating that the compromise arrived at between the parties is without any pressure or coercion from

anyone and the same is genuine one.

Learned State counsel on instructions from the Investigating Officer and learned counsel appearing on behalf of respondent No.2 admit the factum of compromise and 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 v. State of Punjab and another**, (2014) 6 SCC 466, this petition is allowed and FIR No.160 dated 15.08.2020 registered under Sections 420 and 120-B IPC at Police Station Sadar Ahmedgarh, District Sangrur, and all subsequent proceedings arising therefrom in view of the compromise are quashed.

(JAISHREE THAKUR)
JUDGE

14.01.2021
rajeev

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No