

**CRM-2880-2021 in/and
CRM-M-33870-2020
Date of Decision: 10.02.2021**

Amrinder Singh and another

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Jagpal Singh, Advocate,
for the applicant-respondent no. 2.

Mr. Sandeep Singh Deol, D.A.G., Punjab.

Ms. Gurpreet Kaur, Advocate, for the non-applicant/petitioner.

AMOL RATTAN SINGH, J. (ORAL)

CRM-2880-2021

Case heard via video conferencing.

By this application, advancement of the date of hearing in the accompanying petition is sought, which otherwise stands adjourned to 28.05.2021.

Learned counsel for the applicant-petitioner submits that the matter having been compromised between the parties, with their statements in respect of the compromise also having been recorded before the learned Magistrate, it would be pointless to keep the criminal proceedings pending.

Notice in the application.

On the asking of the court, Mr. Sandeep Singh Deol, D.A.G., Punjab, accepts notice on behalf of respondent no. 1 (State), with Ms. Gurpreet Kaur, Advocate, appearing and accepting notice on behalf of the non-applicant/petitioner and and not objecting to the advancement of the date of hearing in the accompanying petition.

That being so, the application is allowed and the date of hearing in the accompanying petition is advanced to today itself, with the consent of all learned counsel.

CRM-M-33870-2020

By this petition, the petitioners seek quashing, on the basis of a compromise arrived at between them and respondent no. 2, of FIR no. 49 dated 07.04.2017, registered at Police Station Ajnala, District Amritsar (Rural), for the alleged commission of offences punishable under Sections 452/427/323/324/34 of the IPC, as also all other subsequent proceedings arising therefrom. A copy of the compromise deed, in the shape of an affidavit of respondent no. 2, has been annexed as Annexure P-3 with the petition.

Pursuant to the order dated 28.10.2020 a report of the learned Sub-Divisional Judicial Magistrate, Anjala, dated 02.01.2021, has been received.

As per the said report, respondent no. 2, i.e. the complainant, Chandandeep Kaur, appeared before that court on 08.12.2020, (alongwith the accused, Amrinder Singh and Raj Kaur, i.e. the petitioners herein) and suffered a statement that the matter has been compromised between the parties without any coercion or undue influence, with the petitioners also having made similar statements.

It is seen that the statement of ASI Sukhjit Singh was also recorded to the effect that none of the accused had been declared to be proclaimed offenders, and that other than the complainant there is no other person aggrieved in the matter.

As per the assessment of that court, the compromise has been arrived at between the parties of their own free will and voluntarily consent.

Upon query to learned State counsel, he submits, on instructions, that there is no other criminal case registered against the petitioners in the accompanying petition.

That being so, looking at the nature of offences involved, with the matter having been amicably settled between the parties, the petition is allowed and FIR no. 49 dated 07.04.2017, registered at Police Station Ajnala, District Amritsar (Rural), alleging therein the commission of offences punishable under Sections 452/427/323/324/34 of the IPC, as also all other subsequent proceedings arising therefrom, is hereby quashed.

February 10, 2021
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.