

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

114

CRM-4719 of 2021 in/and
CRM-M-37527 of 2019 (O&M)
Date of decision:25.2.2021

Amrik Singh

... Petitioner

versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.Jimmy Singla, Advocate,
for the petitioner
Mr.S.S.Deol, DAG, Punjab
Mr.Sandeep Kumar Bansal, Advocate,
for respondent no.2.
...

AMOL RATTAN SINGH, J. (Oral)

Case heard via video conferencing.

CRM-4719 of 2021

By this application, advancement of the date of hearing in the accompanying petition is sought, which otherwise stands adjourned to 29.4.2021.

It has been stated in the application that warrants of arrest of the applicant-petitioner have been issued and consequently the date of hearing in the accompanying petition may be advanced.

It is also seen that pursuant to the order of this court dated 5.9.2019, a report of the learned JMIC, Moonak, dated 23.10.2019, is on record.

That being so, notice in the application is issued.

Mr.S.S.Deol, learned DAG, Punjab, accepts notice at the asking

of the court on behalf of respondent no.1, with Mr.Sandeep Kumar Bansal,

Advocate, appearing for respondent no.2 (complainant) and reaffirming that the matter has indeed been settled between the parties.

They do not object to the advancement of the date of hearing.

Consequently the application is allowed and the date of hearing in the accompanying petition is advanced to today itself.

CRM-M-37527 of 2019

By this petition, the petitioner seeks quashing of FIR no.33 dated 24.3.2016, registered at Police Station Moonak, District Sangrur, for the alleged commission of offences punishable under Sections 279/337/338/283/427 of the IPC, as also all other subsequent proceedings arising therefrom, on the basis of a compromise arrived at between the petitioner and respondent no.2. A copy of the compromise deed has been annexed as Annexure P-2 with the petition.

As per the aforesaid report of the learned JMIC, Moonak, the complainant (respondent no.2, Munish Garg), appeared before that court and recorded his statement as did the petitioner (Amrik Singh-accused), to the effect that they have compromised the matter voluntarily, with the statement of the investigating officer also having been recorded to the effect that the petitioner is the only accused in the matter and is not a proclaimed offender and further, that the complainant was the only affected party.

As per the assessment of that court, the compromise arrived at between the parties is voluntary and genuine and without any coercion or undue influence.

Upon query to learned State counsel, he submits that as per his instructions, there is no other criminal case registered against the petitioner.

That being so, looking at the nature of offences and the fact that the matter has been amicably settled between the parties, the petition is allowed and FIR no.33 dated 24.3.2016, registered at Police Station Moonak, District Sangrur, for the alleged commission of offences punishable under Sections 279/337/338/ 283/427 of the IPC, as also all other subsequent proceedings arising therefrom, is hereby quashed.

25.2.2021
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No