

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-716-2021 (O&M)

Date of decision: 22.02.2022

Sahil Sharma and others

.....Petitioners.

vs.

State of Punjab and another

.....Respondents.

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

Present: - Mr. Shaurya Puri, Advocate, for the petitioners.

Mr. M.S. Nagra, AAG, Punjab.

Mr. Saurav Khanna, Advocate, for respondent No. 2

.....

Amol Rattan Singh, J. (ORAL)

Case heard via video conferencing.

This petition has been filed seeking quashing, on the basis of a compromise arrived at between the petitioners and respondent no.2, of FIR no.249 dated 09.10.2017 (as also all other subsequent proceedings arising therefrom), registered at Police Station City Kapurthala, District Kapurthala, for the alleged commission of offences punishable under Sections 451, 427, 506, 34 and 120B of the IPC. A copy of the compromise deed has been annexed as Annexure P-2 with the petition.

Pursuant to the order of this court dated 08.01.2021, the report of the learned Chief Judicial Magistrate, Kapurthala, dated 17.03.2021, is on record, with it stated therein that the statement of respondent no. 2, i.e. complainant in the FIR, was recorded before that court as were the

statements of the three petitioners herein, i.e. the accused, with respondent no. 2 having stated that he has compromised the matter voluntarily with them and has no objection if the FIR in question is quashed.

The investigating officer also recorded his statement to the effect that there were only three accused in the FIR with none of them having been declared to be proclaimed offenders and that there is no other person involved in the occurrence who is not a party to the present petition.

As per the assessment of that court, the compromise arrived at between the parties is genuine.

Mr. Khanna, learned counsel for respondent no. 2, submits that the compromise still subsists between the parties.

That being so, looking at the nature of the offences alleged to have been committed by the petitioners and the fact that the matter has been compromised between the petitioners and the complainant, the present petition is allowed and FIR no.249 dated 09.10.2017, registered at Police Station City Kapurthala, District Kapurthala, for the alleged commission of offences punishable under Sections 451, 427, 506, 34 and 120B of the IPC, along with all proceedings emanating therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

22.02.2022

preeti

whether speaking/non speaking

yes/no

whether reportable/non reportable

yes/no