

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

THROUGH VIDEO CONFERENCING

CRM-M-3554-2021 (O&M)

Date of decision: 8.2.2022

Lakhwinder Kaur and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Bhawesh Chaudhary, Advocate, for the petitioners.

Mr. B.S.Sewak, Addl. AG, Punjab.

Mr. Harish Mehla, Advocate, for respondent No.2.

KARAMJIT SINGH, J. (Oral)

Prayer in this petition is for quashing of FIR No.224 dated 27.10.2020 registered under Sections 323, 324, 341, 506, 148, 149 IPC at Police Station Bhogpur, District Jalandhar on the basis of compromise dated 7.11.2020 (Annexure P-3).

Mr. Bhawesh Chaudhary, Advocate has appeared for the petitioner and has stated on bar that he has been authorised to appear in the present petition on behalf of the petitioners and has taken NOC from the previous counsel Mr. K.K.Madan, Advocate. He has also given undertaking to file the requisite power of attorney in the Registry.

The above stated FIR was registered on the statement of the complainant/respondent No.2-Gurpreet Singh to the effect that on 16.10.2020 at about 4:45/4:50 p.m., he was intercepted by the petitioners while he was going on his scooty and then all the petitioners attacked him

and caused injuries to his person.

On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.

During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

In compliance thereof, report from the Court of Judicial Magistrate, 1st Class, Jalandhar along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

I have heard learned counsel for the parties.

Learned counsel for the petitioners and for respondent No.2 are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.

In view of above, nothing remains to be adjudicated further in the present case. Thus, continuation of the criminal proceedings between the parties would be a futile exercise and sheer wastage of time of the Court and thus, amount to abuse of process of law.

For the reasons aforesaid and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh v. State of Punjab and**

in **Kulwinder Singh and others v. State of Punjab and another**, 2007(3) RCR (Criminal) 1052, this petition is allowed and FIR No.224 dated 27.10.2020 registered under Sections 323, 324, 341, 506, 148, 149 IPC at Police Station Bhogpur, District Jalandhar and all the subsequent proceedings are hereby quashed qua the petitioners.

Needless to mention that both the parties will abide by the terms and conditions of the compromise Annexure P-3 in letter and spirit.

(**KARAMJIT SINGH**)
JUDGE

February 8, 2022
Paritosh Kumar

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No