

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

CRM-M-3017-2020 (O&M)

Date of decision: 31.3.2022

Manohar Lal @ Manohari and others

...Petitioner

Versus

State of Punjab and another

...Respondents

**CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH**

Present: Mr. Gursimran Singh Bawa, Advocate,  
for the petitioners.

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

Mr. Prince Pasricha, Advocate, for  
Mr. Abhishek Jha, Advocate,  
for respondent No.2.

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**KARAMJIT SINGH, J. (Oral)**

Prayer in this petition is for quashing of FIR No.24 dated 12.2.2019 registered under Sections 336, 323, 148, 149 IPC and Sections 25, 27 of Arms Act at Police Station A-Division, District Police Commissionerate Amritsar on the basis of compromise dated 9.1.2020 (Annexure P-2).

The above stated FIR was registered on the statement of the complainant/respondent No.2-Pardeep Kumar in which he alleged that at the time of occurrence, he was accosted by the petitioners and one of them also fired in the air.

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/Illaqa Magistrate was directed to record the statements of the 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, 1<sup>st</sup> Class, Amritsar 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 another**, 2012 (4) RCR (Criminal) 543 and Five Judges Bench of this Court in **Kulwinder Singh and others v. State of Punjab and another**, 2007(3) RCR (Criminal) 1052, this petition is allowed and FIR No.24 dated 12.2.2019 registered under Sections 336, 323, 148, 149 IPC and Sections 25, 27 of Arms Act at Police Station A-Division, District Police

Commissionerate Amritsar and all the subsequent proceedings are hereby  
quashed qua the petitioners.

( **KARAMJIT SINGH** )  
**JUDGE**

**March 31, 2022**

Paritosh Kumar

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