

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

Sr. No.286

CRM-M-6514 of 2022 (O&M)

Date of Decision: 17.08.2022

Som Raj

....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. S.K.Choudhary, Advocate for the petitioner.

Mr. Sidakmeet Singh Sidhu, AAG, Punjab.

Mr. G.S.Bhinder, Advocate and
Mr. Suresh Kumar Arya, Advocate for respondent No.2.

JASJIT SINGH BEDI, J.(ORAL)

The prayer in this petition is for quashing of FIR No.19 dated 06.05.2015, registered under Sections 420 and 506 IPC at P.S.Sadar (now Nangal Bhoor), District Pathankot and all subsequent proceedings arising therefrom, on the basis of compromise dated 04.02.2022 (Annexure P-2) arrived at between the parties.

Vide order dated 15.02.2022 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded in terms of certain parameters given in the aforesaid order dated 15.02.2022 with regard to the compromise dated 04.02.2022 (Annexure P-2).

In terms of the order dated 15.02.2022 passed by this Court, parties have appeared before the Court of Sh. Kamaldeep Singh Dhaliwal, Chief Judicial Magistrate, Pathankot and as per his report dated 07.03.2022 submitted to this Court, both the parties have got recorded their respective statements in Court.

Perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence. In view of the compromise, there is a remote possibility of the complainant coming forward to support the prosecution case. The powers under Section 482 Cr.PC can be exercised in such like situation in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. The compromise in question is found to be fully in consonance with the direction issued by the Court in **Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052** and **Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543.**

In view of the aforesaid report of the learned Chief Judicial Magistrate, Pathankot accompanied by statements of both the parties, the FIR No.19 dated 06.05.2015, registered under Sections 420 and 506 IPC at P.S.Sadar (now Nangal Bhoor), District Pathankot and all subsequent proceedings arising therefrom qua the present petitioner, are hereby quashed.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

17.08.2022
Maninder

Whether Speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No