

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

(Sr. No. 247)

**CRM-M No. 12234 of 2018
Date of decision : 18.08.2022**

Jagmeet Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Naveen Sharma, Advocate for the petitioners.

Ms. Gunkirat Kaur, AAG, Punjab.

Mr. Gurmeet singh Saini, Advocate for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.61 dated 15.06.2012 registered under Sections 363, 366-A, 376, 506 and 120-B IPC at Police Station Nehianwala, district Bathinda, protest petition dated 19.03.2014 registered as case No.SC/12/2016 – State of Punjab Vs. Jagmeet Singh and others as also the charge-sheet dated 16.11.2017 (Annexure P-6) whereby charges have been framed under Sections 363, 366-A and 506 IPC against petitioner No.1 and under Section 506 IPC against petitioners No.2 to 4, on the basis of a written compromise (Annexure P-3).

On 20.03.2019, this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise between the parties as also to apprise this Court whether P.O. proceedings are pending against any of the accused.

As directed, report dated 09.04.2019 from the Additional Sessions Judge, Bathinda has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them and that no proclamation proceedings are pending against the petitioners.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred protest petition as also the charge-sheet, in which the offences are not heinous and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Supreme Court in ***Narinder Singh & Ors. Vs. State of Punjab & Anr. (2014) 6 SCC 466***, this Court deems it just and proper to allow the petition and resultantly quash FIR No.61 dated 15.06.2012 registered under Sections 363, 366-A, 376, 506 and 120-B IPC at Police Station Nehianwala, district Bathinda, protest petition dated 19.03.2014 registered as case No.SC/12/2016 – State of Punjab Vs. Jagmeet Singh and others as also the charge-sheet dated 16.11.2017 (Annexure P-6) whereby charges have been framed under Sections 363, 366-A and 506 IPC against petitioner No.1 and under Section 506 IPC against petitioners No.2 to 4 and all proceedings arising therefrom qua the petitioners.

18.08.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No