

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

CRM-M-11507-2022
Decided on : 19.07.2022

Nishan Singh and another	Versus	. . . Petitioners
State of Punjab and another		. . . Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Prateek Sodhi, Advocate
for the petitioners.

Mr. Kirat Singh Sidhu, D.A.G., Punjab.

Mr. Umesh Aggarwal, Advocate
for respondent No.2.

JASJIT SINGH BEDI, J. (Oral)

The prayer in this petition is for quashing of FIR No.4 dated 12.01.2022 (Annexure P-1) under Sections 336, 34 IPC and 25/27/59 of the Arms Act registered at Police Station Ajnala and all consequential proceedings arising therefrom on the basis of compromise dated 31.01.2022 (Annexure P-2).

Vide order dated 04.04.2022, this Court had directed the parties to appear before the trial Court/Illaq Magistrate for getting their statements recorded in terms of certain parameters given in the aforesaid order dated 04.04.2022 with regard to the compromise dated 31.01.2022 (Annexure P-2).

In terms of the order dated 04.04.2022 passed by this Court, parties have appeared before the Court of Ms. Prabhjot Kaur, PCS, Sub Divisional Judicial Magistrate, Ajnala and as per his report dated 28.04.2022 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.P.C 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 Sub Divisional Judicial Magistrate, Ajnala accompanied by statements of both the parties, FIR No.4 dated 12.01.2022 (Annexure P-1) under Sections 336, 34 IPC and 25/27/59 of the Arms Act registered at Police Station Ajnala and all consequential proceedings arising therefrom are hereby quashed.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

July 19, 2022
monika

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No