

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

121

CRM-M-15691-2021
Date of decision:10.01.2022

ONKAR SINGH

...petitioner

V/S

STATE OF PUNJAB AND OTHERS

...respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr.Prateek Pandit, Advocate
for the petitioner

Mr.M.S.Nagra, AAG Punjab

Ms.Sonali Mahajan, Advocate
for respondents no.3 to 6

Amol Rattan Singh, J. (Oral)

Case heard by video conferencing.

By this petition, the petitioner seeks quashing of a *Kalandra* presented vide Rapat No.25 dated 16.09.2020, under the provisions of Section 182 of the Cr.P.C., pending in the court of CJM, Kapurthala, as also all other subsequent proceedings arising therefrom, on the basis of a compromise (Annexure P-2), arrived at between the petitioner and respondents no.3 to 6.

The reply filed on behalf of the respondent-State, dated 13.07.2021, is ordered to be taken on record.

Pursuant to the order of this court dated 08.04.2021, a report of the learned Chief Judicial Magistrate, dated 18.05.2021, has been received, stating to the effect that the statements of respondents no.3 to 6 were recorded before that court to

the effect that they had compromised the matter voluntarily with the petitioner and that they have no objection if the accused is acquitted of the charge/the FIR is quashed.

The statement of the petitioner in respect of the compromise was also recorded before that court.

As per the statement of the investigating officer made before that court, no other case was pending against either party and that none of them had been declared to be a proclaimed person.

In the affidavit filed on behalf of the respondent-State, the Deputy Superintendent of Police, Sub-Division Kapurthala, has also stated that the petitioner is not found to be involved in any other criminal case.

Learned counsel appearing on behalf of respondents no.3 to 6 also submits that the compromise between the parties subsists and the said respondents have no objection if the petition is allowed.

That being so, looking at the nature of offences involved, with the matter having been amicably settled between the parties, the petition is allowed and the *Kalandra* presented vide Rapat No.25 dated 16.09.2020, under the provisions of Section 182 of the Cr.P.C., pending in the court of the CJM, Kapurthala, along with all proceedings emanating therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

10.01.2022

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