

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

CRM-M-16542-2021 (O&M)
Date of decision: 7.4.2022

Amarjit Singh @ Bhamu and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Param Preet Singh Brar, Advocate, for the petitioners.

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

Mr. Jagvinder Singh Santwal, Advocate, for
Mr. Ramandeep Singh, Advocate,
for respondent No.2.

KARAMJIT SINGH, J. (Oral)

Short reply filed on behalf of respondent No.1-State is taken on
record.

Prayer in this petition is for quashing of FIR No.164 dated
14.5.2006 registered under Sections 326, 34 IPC at Police Station Jagraon,
District Ludhiana on the basis of compromise dated 10.3.2021 (Annexure P-
2).

The above stated FIR was registered on the statement of the
complainant/respondent No.2-Tarsem Singh in which he stated that at the
time of occurrence, both the petitioners attacked him and caused injuries to
him.

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
PARITOSH KUMAR
2022.04.07 17:09
I attest to the accuracy and
authenticity of this document

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 Sub Divisional Judicial Magistrate, Jagraon 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 aforestated 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.164 dated 14.5.2006 registered under Sections 326, 34 IPC at Police Station Jagraon,

District Ludhiana and all the subsequent proceedings are hereby quashed
qua the petitioners.

(**KARAMJIT SINGH**)
JUDGE

April 7, 2022

Paritosh Kumar

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