

CRM-M-17139-2021

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

(257)

CRM-M-17139-2021.
Date of Decision:-04.04.2022.

Manjeet Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Harmanpreet Sehgal, Advocate for the petitioners.

Mr. Tanvir Joshi, AAG, Punjab.

Mr. Ajeetpal Singh Pakka, Advocate for respondent No.2.

SANT PARKASH, J. (Oral)

Petitioners have approached this Court by way of instant petition under Section 482 of the Code of Criminal Procedure invoking its inherent jurisdiction for quashing of FIR No.22 dated 11.03.2021 under Sections 324 and 34 of IPC, registered at Police Station Sadar Malout, District Sri Muktsar Sahib, as well as the consequential proceedings arising therefrom, on the basis of compromise dated 19.04.2021 (Annexure P-2) arrived at between the parties.

Mr. Ajeetpal Singh Pakka, Advocate, has filed his vakalatnama on behalf of respondent No.2. Same is taken on record.

Vide order dated 23.04.2021 the parties were directed to appear before the trial Court to record their statements with regard to the compromise and send a report to this Court. The report dated 28.05.2021 of learned Judicial Magistrate, Ist Class, Malout has been received, wherein it is stated that in pursuance of the order of this Court, the statements of the parties were recorded which indicates that the compromise is genuine, without any coercion or undue

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influence. Learned counsels appearing on behalf of both the parties admit that parties have settled their disputes.

After hearing the learned counsel for the parties and going through record of the case, this Court is of the considered opinion that it is a fit case for exercising the inherent jurisdiction of this Court under Section 482 Cr.P.C., so as to secure the ends of justice because the parties have arrived at an out of the Court settlement by way of compromise (Annexure P-2). The compromise is without any pressure and a genuine one. In such a situation, continuation of the prosecution would result in sheer abuse of process of law.

Consequently, keeping in view the fact that the dispute has been amicably settled between the parties and in view of the law laid down by the Hon'ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466**, the present petition is allowed. Resultantly, FIR No.22 dated 11.03.2021 under Sections 324 and 34 of IPC, registered at Police Station Sadar Malout, District Sri Muktsar Sahib, as well as the consequential proceedings arising therefrom are quashed qua the petitioners.

(SANT PARKASH)
JUDGE

April 04, 2022.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No