

276 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17283-2021 (O&M)
Date of Decision : 28.09.2022

Hakam Singh and others ...Petitioners

Versus

State of Punjab and another ..Respondents

CORAM:- HON'BLE MR. JUSTICE SANJAY VASHISTH

Present:- Mr. Barjinder Singh, Advocate for the petitioners.

Mr. Jaswinder Singh Arora, DAG, Punjab.

Mr. Chetan Kapoor, Advocate for respondent No. 2.

SANJAY VASHISTH, J. (Oral)

By way of present petition filed under Section 482, Cr.P.C., petitioners are seeking quashing of FIR No. 0182, dated 25.06.2020 (Annexure P-1), for the offences punishable under Sections 341, 323, 506, 148 and 149 IPC, registered at Police Station Bhawanigarh, District Sangrur, and all the consequential proceedings arising therefrom, on the basis of compromise deed dated 09.02.2021 (Annexure P-2).

Learned counsel for the petitioners submits that proceedings in cross version FIR No. 258 dated 14.09.2020, under Sections 323, 324 and 34 IPC registered at Police Station Bhawanigarh, District Sangrur, which were pending against Mahinder Singh, Accused No. 4 have already been quashed by this Court vide order dated 31.08.2021 in CRM-M-17169-2021.

Report from learned Trial Court has been received after

recording the statements of parties on the compromise. Trial Court has

also sent a copy of statements of both the parties. The trial Court has reported that the compromise reached between the parties is voluntary, without any pressure or coercion.

Learned counsel for respondent No.2, also does not dispute the compromise.

Learned State counsel submits that respondent No.2 is the only aggrieved person and no useful purpose would be served to keep the proceedings pending in the FIR.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

Following the principles laid down by the Full Bench judgment of this Court in Kulwinder Singh and others v. State of Punjab and another, 2007 (3) RCR (Criminal) 1052 (P&H) and approved by the Hon'ble Supreme Court in Gian Singh v. State of Punjab and others, (2012)10 SCC 303, this petition is allowed and FIR No. 0182, dated 25.06.2020 (Annexure P-1), for the offences punishable under Sections 341, 323, 506, 148 and 149 IPC, registered at Police Station Bhawanigarh, District Sangrur, and all the consequential proceedings emanating therefrom are hereby quashed qua all petitioners in the present petition, on the basis of compromise deed dated 09.02.2021 (Annexure P-2).

Needless to say that the parties shall remain bound by the terms of compromise and their statements made before the Court below.

28.09.022
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(SANJAY VASHISTH)
JUDGE

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