

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-16465-2022

Date of Decision:-12.07.2022

Sarabjit Singh.

.....Petitioner.

Versus

The State of Punjab & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Gaurav Dutta, Advocate &
Ms. Srishti Sharma, Advocate for the Petitioner.

Mr. Sidakmeet Singh Sandhu, AAG Punjab.

Mr. Ashu Kaushik, Advocate for respondent no.2.

JASJIT SINGH BEDI, J.(ORAL)

The Prayer in this petition is for quashing of FIR No.95 dated 02.04.2022 (Annexure P-1) under Sections 420, 506 IPC and 13(1) of Punjab Travel Professionals (Regulation) Act, 2014, Police Station Gobindgarh Mandi, District Fatehgarh Sahib and all consequential proceedings arising therefrom on the basis of compromise dated 11.04.2022 (Annexure P-2) arrived at between the parties.

Vide order dated 22.04.2022 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded in terms of certain parameters given in the aforesaid order dated 22.04.2022 with regard to the compromise dated 11.04.2022 (Annexure P-2).

In terms of the order dated 11.04.2022 passed by this Court parties have appeared before the court of Ms. Shampy Chaudhary, Sub Divisional Judicial Magistrate, Amloh and as per her report dated 15.06.2022 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.PC 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*. It is further stated that except the present case one another FIR No.20/2019 under Section 302 148, 149 IPC and Sections 25/54/59 of Arms Act stands registered against the petitioner no.1 herein on the statement of one Sukhwinder Singh, which has no bearing on the present case.

In view of the aforesaid report of the learned Judicial Magistrate Ist Class, Amloh accompanied by statements of both the parties, the FIR No.95 dated 02.04.2022 (Annexure P-1) under Sections 420, 506 IPC and 13(1) of Punjab Travel Professionals (Regulation) Act, 2014, Police Station Gobindgarh Mandi, District Fatehgarh Sahib and all consequential proceedings arising therefrom are hereby quashed.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

July 12, 2022

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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>