

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

CRM-M-24001-2022
Date of decision: 30.08.2022

Narayan Jit Singh and othersPetitioners

versus

State of Punjab and othersRespondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. A.K. Walia, Advocate
for the petitioners.

Mr. Vishnav Gandhi, DAG, Punjab
for respondent No.1-State.

Mr. Dharamvir Sharma, Advocate for
Ms. Areena Jindal, Advocate
for respondents No.2 and 3.

NAMIT KUMAR, J. (ORAL)

This is a petition under Section 482 Cr.P.C. for quashing of FIR No.043 dated 26.04.2016 under Sections 323/324/506/34 IPC registered at Police Station Longowal, District Sangrur (Annexure P-1) and judgment of conviction and order of sentence dated 17.12.2018 (Annexure P-2) along with all consequential proceedings arising therefrom on the basis of a compromise dated 05.05.2022 (Annexure P-4) arrived at between the parties.

Vide order dated 30.05.2022, 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 30.05.2022

with regard to the compromise dated 05.05.2022 (Annexure P-4). The Illaqa Magistrate/trial Court was to submit a report in this regard giving certain details as enumerated in the said order.

Pursuant to the order dated 30.05.2022 passed by this Court, the parties have appeared before the learned Additional District & Sessions Judge, Sangrur and as per the report dated 21.07.2022 submitted to this Court, both the parties have got recorded their respective statements in Court.

A perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence.

The Hon'ble Supreme Court in *"Ramgopal and another versus State of Madhya Pradesh, 2021(4) RCR (Criminal) 322"*, has held that in non-compoundable cases of pre-dominantly private nature, even if compromise is reached after conviction, the proceedings can be quashed under Section 482 Cr.P.C. Further, the compromise in the present case is found to be fully in consonance of judgments with the direction issued by the Court in *"Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (3) RCR (Criminal) 1052"* and *"Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543"*.

In view of the aforesaid report of the learned Additional District & Sessions Judge, Sangrur accompanied by statements of both the parties, the FIR No.043 dated 26.04.2016 under Sections 323/324/506/34 IPC registered at Police Station Longowal, District Sangrur (Annexure P-1) and judgment of conviction and order of sentence dated 17.12.2018

(Annexure P-2) along with all consequential proceedings arising therefrom
are hereby quashed, on the basis of compromise, *qua* the petitioners only.

The petition stands disposed off accordingly.

30.08.2022

Neha

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No