

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

**CRM-M-24184 of 2022**

**Date of Decision: 15<sup>th</sup> July, 2022**

Jobanpreet Singh and others

Petitioners

Versus

State of Punjab and another

Respondents

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present: Ms. Sukhveer Kaur, Advocate for the petitioners.  
Mr. Amit Mehta, Senior DAG, Punjab.  
Mr. R. K. Arya, Advocate for respondent No. 2.

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**AVNEESH JHINGAN, J (Oral):**

This is a petition under Section 482 Cr.P.C. for quashing of FIR No. 87 dated 14.11.2021, under Sections 323, 324, 148 and 149 IPC, registered at Police Station Bhaini Mian Khan, District Gurdaspur and all subsequent proceedings arising therefrom on the basis of compromise.

The FIR was at the instance of Mandeep Singh. As per allegations, on 12.11.2021 four accused named in the petition (petitioners) accompanied by three unidentified persons attacked the complainant and inflicted injuries.

On 30.5.2022, the parties were directed to appear before the Illaqa Magistrate/trial court for getting their statements recorded with regard to compromise.

The report dated 5.7.2022 is received stating that the compromise is genuine, voluntary, without any coercion or undue influence and that there are four accused and they have not been declared as proclaimed offender.

Learned counsel for the complainant on instructions submits that he is not pressing the allegations against unknown persons as they could not be identified.

Full Bench of this Court in ***Kulwinder Singh and others vs. State of Punjab, 2007 (3) RCR (Criminal) 1052***, has held:-

*“There is no statutory bar in Cr.P.C. which affects inherent power of this Court under Section 482. The power of quashing is not limited to matrimonial cases alone.”*

The Supreme Court in ***Parbatbhai Aahir @ Parbatbhai Bhimsinhbhai Karmur and others v. State of Gujarat and another, 2017 AIR (SC) 4843*** laid down the broad principles governing the exercises of powers of quashing of FIR. It was held that the power under Section 482 Cr.P.C. is to be exercised by the High Court to secure the ends of justice, to prevent abuse of any process of law and in cases where in view of the compromise the possibility of conviction is remote and continuation of proceeding will cause oppression and prejudice.

The parties belong to the same village. With the intervention of friends and relatives, they have decided to forget and forgive and to save their relations to an extent possible. No useful purpose would be served by continuing with the trial. To meet the ends of justice, the FIR mentioned above and all consequential proceedings arising therefrom are quashed.

The petition is allowed.

**[AVNEESH JHINGAN]  
JUDGE**

**15.7.2022**

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|-------------------------------|---|----------|
| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable         | : | Yes / No |