

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

**264**

**CRM-M-34649-2022 (O&M)  
Decided on : 14.09.2022**

**ROHIT@MATTU AND ORS**

... Petitioners

Versus

**STATE OF PUNJAB AND OTHERS**

... Respondents

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

**PRESENT:** Mr. Jasnit Mehra, Advocate for  
Mr. L.M. Gulati, Advocate  
for the petitioners.

Mr. Jaswinder Singh Arora, DAG, Punjab.

Mr. Lovish Rattan, Advocate  
for respondent No.2 and 3.

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**SANJAY VASHISTH, J. (Oral)**

The prayer in this petition filed under Section 482 Cr.P.C., is for quashing of an FIR No.263, dated 27.06.2022, lodged under Sections 323/324/379(B)(2)/148/149 of IPC, registered at Police Station Islamabad, District Amritsar, along with all consequential proceedings arising therefrom on the basis of a compromise-deed dated 26.07.2022 (Annexure P-2), arrived at between the parties.

Learned counsel for the petitioner submits that although Section 379(B)(2) has been attracted in the said case but as per the allegations no dangerous weapon was used for causing any serious injury.

Vide order dated 05.08.2022, this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded with regard to the compromise-deed dated 26.07.2022 (Annexure P-2).

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 05.08.2022, passed by this Court, the parties have appeared before the Judicial Magistrate First Class, Amritsar and as per the report dated 23.08.2022 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. 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”***.

In view of the aforesaid report of the learned Judicial Magistrate 1<sup>st</sup> Class, Amritsar, accompanied by statements of both the parties, the FIR No.263,dated 27.06.2022, lodged under Sections 323/324/379(B)(2)/148/149 of IPC, registered at Police Station Islamabad, District Amritsar, along with all consequential proceedings arising therefrom are hereby quashed qua the petitioner.

Petition stands disposed of.

**(SANJAY VASHISTH)**  
**JUDGE**

**14.09.2022**

*Amandeep*

*Whether speaking/reasoned: Yes/No*

*Whether Reportable: Yes/No*