

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

CRM-M-46205-2021 (O&M)

Date of decision: 5.9.2022

Jagseer Singh @ Jagga and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Gopal Singh Nahel, Advocate, for the petitioners.

Mr. C.L.Pawar, Addl. AG, Punjab.

Mr. Shagundeeep Singh Brar, Advocate, for respondent No.2.

KARAMJIT SINGH, J. (Oral)

CRM-28288-2022 in CRM-8611-2022

For the reasons mentioned in the application, the same is allowed.

CRM-8611-2022

For the reasons mentioned in the application, the same is allowed and the main case is taken on board today itself.

Main case.

Prayer in this petition is for quashing of DDR No.21 dated 5.9.2021 registered under Sections 323, 341, 182, 193, 194, 211, 120-B IPC in FIR No.71 dated 21.7.2021 registered under Sections 341, 323, 324, 506, 148, 149 IPC and Section 326 IPC added later on at Police Station Chhajli, District Sangrur on the basis of compromise (Annexure P-3).

The above stated DDR was registered on the statement of the complainant/respondent No.2-Amrik Singh who is stated to have died. In

the present petition, said Amrik Singh is being represented by his wife and son namely Karamjeet Kaur and Mandeep Singh respectively.

On notice of motion, LRs of respondent No.2 appeared in the Court through counsel and pleaded that they have no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.

During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of the all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

In compliance thereof, report from the Court of Judicial Magistrate, 1st Class, Sunam along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

I have heard learned counsel for the parties.

Learned counsel for the petitioners and for respondent No.2 are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.

In view of above, nothing remains to be adjudicated further in the present case. Thus, continuation of the criminal proceedings between the parties would be a futile exercise and sheer wastage of time of the Court and thus, amount to abuse of process of law.

For the reasons aforesaid and having regard to the law laid

down by Hon'ble Apex Court in **Gian Singh v. State of Punjab and**

another, 2012 (4) RCR (Criminal) 543 and Five Judges Bench of this Court in **Kulwinder Singh and others v. State of Punjab and another**, 2007(3) RCR (Criminal) 1052, this petition is allowed and DDR No.21 dated 5.9.2021 registered under Sections 323, 341, 182, 193, 194, 211, 120-B IPC in FIR No.71 dated 21.7.2021 registered under Sections 341, 323, 324, 506, 148, 149 IPC and Section 326 IPC added later on at Police Station Chhajli, District Sangrur and all the subsequent proceedings are hereby quashed qua the petitioners.

(**KARAMJIT SINGH**)
JUDGE

September 5, 2022

Paritosh Kumar

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