

**253-A**

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

**CRM-M-758-2021**

**Date of Decision:25.08.2022**

**JASKARAN SINGH AND ANOTHER**

**.....Petitioners**

**Vs**

**STATE OF PUNJAB AND ANOTHER**

**.....Respondents**

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

Present: Mr. Deepak Vashisth, Advocate  
for the petitioners.

Mr. Anmol Singh Sandhu, AAG, Punjab.

Mr. Amandeep Chhabra, Advocate  
for respondents No.2.

**\*\*\*\***

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

The prayer in this petition filed under Section 482 Cr.P.C., version and cross-version is for quashing of the DDR No.39 dated 29.06.2019 (Annexure P-1) registered under Section 323 IPC, 1860 (Offence 323 IPC, 1860 added later on) in FIR No.42 dated 27.06.2019 (Annexure P-3) registered under Sections 452, 323, 506, 34 IPC, 1860 registered at Police Station Sri Muktsar Sahib along with all consequential proceedings arising therefrom on the basis of a compromise dated 23.11.2019 (Annexure P-4), arrived at between the parties.

Vide order dated 08.01.2021, this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded with regard to the compromise dated 23.11.2019 (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 orders dated 08.01.2021 passed by this Court, the parties have appeared before the Judicial Magistrate 1<sup>st</sup> Class, Sri Muktsar Sahib and as per the report dated 12.02.2021 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, Sri Muktsar Sahib accompanied by statements of both the parties, the DDR No.39 dated 29.06.2019 (Annexure P-1) registered under Section 323 IPC, 1860 (Offence 323 IPC, 1860 added later on) in FIR No.42 dated 27.06.2019 (Annexure P-3) registered under Sections 452, 323, 506, 34 IPC, 1860 registered at Police Station Sri Muktsar Sahib along with all consequential proceedings arising therefrom are hereby quashed qua the

petitioners.

Petition stands disposed of.

25.08.2022  
*Amandeep*

(SANJAY VASHISTH)  
JUDGE

Whether speaking/reasoned  
Whether reportable

Yes/No  
Yes/No