

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

(Heard through VC)

CRM-M-52088 of 2021 (O&M)

Date of Decision: February 25, 2022

Sandeep Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Manu R. Bhardwaj, Advocate
for the petitioner.

Mr. R.B.S. Mann, DAG Punjab.

Mr. Nikhil Kumar Vashist, Advocate
for respondent No.2.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of complaint No.46 dated 08.07.2016 titled as *Rajinder Singh vs. Sandeep Singh and others* (Annexure P-2) on the basis of compromise arrived at between the parties (Annexure P-4) and all the subsequent proceedings emanating therefrom.

The complaint has been filed by respondent No.2-Rajinder Singh on the allegations that the accused-petitioner along with others inflicted injuries upon him. Now with the intervention of respectable persons, the matter has been amicably compromised between the parties and they have resolved their disputes and differences.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the trial court/Illaq Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from Addl. District and Sessions Judge at Sangrur, stating that the compromise arrived at between the parties is without any pressure or coercion from anyone and the same is genuine one.

Learned counsel for complainant-respondent No.2 admits to the factum of compromise and submits that he would have no objection to the quashing of the complaint in view of the law laid down by the Hon'ble Supreme Court.

I have heard learned counsel for the parties and have gone through the record.

In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466**, this petition is allowed and complaint No.46 dated 08.07.2016 titled as *Rajinder Singh vs. Sandeep Singh and others*

(Annexure P-2) and all subsequent proceedings arising out of the same are quashed qua the petitioner herein including the summoning order.

February 25, 2022
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No