

**(213) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-54519-2021 (O&M)
Date of Decision:08.02.2022
(Through Video Conferencing)**

Vishav Deep Singh and others

... Petitioners

Vs.

State of Punjab and another

... Respondents

CORAM : HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present : Mr. Kulwant Singh Dhanora, Advocate
for the petitioners.

Mr. K.S. Sidhu, D.A.G. Punjab.

Mr. T.P.S. Bhatti, Advocate
for respondent No.2.

JASJIT SINGH BEDI, J. (Oral)

CRM-3553-2022

The application is allowed as prayed for. Amended head note and prayer clause as attached with this application be read as head note and prayer clause of the petition. Registry is directed to do the needful.

Main case

The Prayer in this petition is for quashing of FIR No.0167 dated 23.06.2021 (Annexure P-1) under Section 325/323/506/34 IPC, Section 406/498-A IPC vide GDD No.25 dated 01.10.2021 added later on registered at Police Station Division-B, District: Police Commissionerate Amritsar and all consequential proceedings arising therefrom on the basis of a compromise arrived at between the petitioners and respondent no.2.

Vide order dated 05.01.2022, this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded with regard to the compromise/settlement.

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 05.01.2022 passed by this Court the parties have appeared before the learned Judicial Magistrate Ist Class, Amritsar and as per her report dated 04.02.2022 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 accompanied by statements of both the parties, the FIR No.0167 dated 23.06.2021 (Annexure P-1) under Section 325/323/506/34 IPC, Section 406/498-A IPC vide GDD No.25 dated 01.10.2021 added later on registered at Police Station Division-B, District: Police Commissionerate Amritsar and all consequential proceedings arising therefrom are hereby quashed.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

08.02.2022

rajeev

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No