

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

THROUGH VIDEO CONFERENCING

CRM-M-45313-2019 (O&M)

Date of decision: 2.2.2022

Ranvir Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Vaibhav Sharma, Advocate, for the petitioner.

Mr. R.S.Khaira, AAG, Punjab.

Mr. Ritesh Kumar Sharma, Advocate, for respondent No.2.

KARAMJIT SINGH, J. (Oral)

Prayer in this petition is for quashing of Criminal Complaint No.6 dated 29.5.2014 titled as 'Sukhwinder Singh v. Balbir Singh and others' under Sections 447, 506 IPC and Section 3(x) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act pending in the Court of Additional Sessions Judge-cum-JSC, Hoshiarpur on the basis of compromise dated 20.9.2019 (Annexure P-2).

In the complaint, it was alleged by respondent No.2 that the accused persons including petitioner-Ranvir Singh abused him in the name of his caste on 25.5.2014 when he tried to stop them from ploughing his field.

On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has 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 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 learned Additional District & Sessions Judge, Hoshiarpur 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 petitioner 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.

I am of the view that the aforesaid compromise is in the welfare and interest of the parties and will enable the parties to live in peace and enjoy their life in a dignified manner. Also there is no legal impediment in translating their wishes into reality by putting an end to the criminal prosecution initiated on the basis of FIR in question. Moreover, a similar petition filed by co-accused/Balwinder Singh and Balbir Singh on the basis of compromise was allowed by this Court vide order dated 6.7.2017 passed in CRM-M-15221-2017 (Annexure P-4).

For the reasons aforestated 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

RCR (Criminal) 1052, this petition is allowed and Criminal Complaint No.6 dated 29.5.2014 titled as 'Sukhwinder Singh v. Balbir Singh and others' under Sections 447, 506 IPC and Section 3(x) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act pending in the Court of Additional Sessions Judge-cum-JSC, Hoshiarpur and all the subsequent proceedings are hereby quashed qua the petitioner.

Needless to mention that both the parties will abide by the terms and conditions of the compromise Annexure P-2 in letter and spirit.

(**KARAMJIT SINGH**)
JUDGE

February 2, 2022

Paritosh Kumar

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