

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

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**CRM-M-50608 of 2019
Date of decision : 26.4.2022**

Parmal Singh and others

.....Petitioners

Vs.

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Devender Arya, Advocate, for the petitioners

Ms. Gunkirat Kaur, AAG, Punjab

DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.294 dated 4.8.2018, registered under Sections 452/323/294/506/148/149 IPC (Section 354 IPC added later on), at Police Station Zirakpur, District SAS Nagar, on the basis of compromise dated 19.10.2019 (Annexure P-2) entered into between the parties.

On 29.11.2019, this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report with regard to the veracity of the compromise, as also to apprise whether all the accused are party to the compromise and whether any of them have ever been declared proclaimed offender(s) and if is there any other criminal case pending against them.

As directed, report dated 13.3.2020 from the Judicial Magistrate

Ist Class, Dera Bassi, has been received, as per which the parties had recorded

their statements before the Illaqa Magistrate/Trial Court in terms of the compromise arrived at between them; the compromise is voluntary, without any force, coercion and undue influence and none of the petitioners has been declared a proclaimed offender.

Learned State counsel has no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR, in which offence is not heinous as also the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in **Kulwinder Singh and others Vs. State of Punjab and others, 2007 (3) RCR (Criminal) 1052**, this Court deems it just and proper to allow the petition and resultantly quash FIR No.294 dated 4.8.2018, registered under Sections 452/323/294/506/148/149 IPC (Section 354 IPC added later on), at Police Station Zirakpur, District SAS Nagar, and all proceedings arising therefrom qua the petitioners.

(DEEPAK SIBAL)
JUDGE

26.4.2022

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No