

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

**SR. No.257**

**CRM-M-52101-2019**

**Date of Decision:05.05.2022**

**Rajat Miglani and others**

**...Petitioners**

**Versus**

**State of Punjab and another**

**...Respondents**

**CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present: Mr.Maninder Arora, Advocate,  
for the petitioners.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

Mr.Vikrampreet Arora, Advocate  
for respondent No.2.

**JASJIT SINGH BEDI, J.**

The prayer in this petition is for quashing of an DDR No.15 dated 13.11.2015 registered under Sections 148, 323, 324 read with Section 149 IPC at Police Station Satnampura, Phagwara, District Kapurthala and all other consequential proceedings, on the basis of compromise.

Vide order dated 07.01.2020, this Court had directed the parties to appear before the trial Court/Illaq Magistrate for getting their statements recorded with regard to the compromise dated 04.06.2016 (P-2).

The Illaq 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 07.01.2020 passed by this Court, the parties have appeared before the learned Judicial Magistrate, 1<sup>st</sup> Class, Phagwara and as per the report dated 13.03.2020 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, Phagwara, accompanied by statements of both the parties, DDR No.15 dated 13.11.2015 registered under Sections 148, 323, 324 read with Section 149 IPC at Police Station Satnampura, Phagwara, District Kapurthala along with all consequential proceedings arising therefrom are hereby quashed.

Petition stands disposed of.

05.05.2022  
mks

( JASJIT SINGH BEDI)  
JUDGE

Whether Speaking/Reasoned: YES / NO

Whether Reportable: YES / NO