

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 258

CRM-M-2021-2023

Date of decision : 21.03.2023

Baljit Singh and others

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Nimanyu Gautam, Advocate, for the petitioners.
Mr.A.P.S.Tung, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.146 dated 16.11.2022 registered under Section 3(1) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Maqsudan, District Jalandhar (Rural) and all proceedings arising therefrom qua the petitioners on the basis of a compromise dated 03.01.2023 (Annexure P-2) entered into between the parties.

In a connected matter being CRA-S-2737-2022-*Baljit Singh and others vs. State of Punjab*, on 13.01.2023 this Court had passed the following order: -

“Learned counsel for the petitioner and the complainant, who is present in person, submit that there is a good chance that the dispute between the petitioner and the complainant may be amicably resolved.

In view of the above statement, the matter is referred to the Mediation & Conciliation Centre of this Court where the parties are directed to appear on 23.01.2023 at 11.00 a.m.

To await the report of the Mediator, adjourned to 21.03.2023.

Only to facilitate the mediation proceedings, the petitioner's arrest is stayed.”

In pursuance to the mediation proceedings which were held a report dated 23.02.2023 from the appointed mediator has been received as per which the petitioners and the complainant have compromised the dispute which is the subject matter of the impugned FIR.

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 offences are 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 Supreme Court in *Narinder Singh vs State of Punjab* (2014) 6 SCC 466, this Court deems it just and proper to allow the petition and resultantly quash FIR No.146 dated 16.11.2022 registered under Section 3(1) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Maqsudan, District Jalandhar (Rural) and all proceedings arising therefrom qua the petitioners.

21.03.2023
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No