

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

CRM-M-6699-2023
Date of Decision: 02.05.2023

ARSHDEEP SINGH KALRA AND ORS

..... Petitioners

Versus

STATE OF PUNJAB AND ANR

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Pranav Handa, Advocate
for the petitioners.

Mr. Amit Shukla, AAG, Punjab.

Mr. Sachin Kalia, Advocate for
for respondent No.2.

HARKESH MANUJA, J. (ORAL)

By way of present petition under Section 482 Cr.P.C. the petitioner pray for quashing of case FIR No.0023 dated 24.01.2022 registered under Sections 323, 341, 506, 148 and 149 P.S.Basti Bawa Khel, Police Commissionerate Jalandhar, District Jalandhar (P-1) along with all consequential proceedings arising out of the same on the basis of compromise dated 11.05.2022 (P-2).

2. As per allegations levelled in the FIR, the petitioners entered in the park and gave a blow of rod on head of the complainant and hit him with bricks on the head.

3. In pursuance to an order dated 08.02.2023 passed by this Court whereby, the parties were directed to appear before trial Court for getting their statements recorded as regards the veracity of the

compromise arrived at between them, a report dated 14.03.2023 has been received from the concerned Court, stating that the compromise in the present case is genuine, voluntary and without any pressure, coercion or undue influence. No accused has been declared as proclaimed offender.

4. Learned counsel for the petitioners submits that once, a compromise has been arrived at between the parties without any pressure and respondents No.1 and 2 have no objection as regards quashing of FIR as well as all other subsequent proceedings arising out of the same against the petitioners; the dispute purely personal in nature, there does not appear to be any impediment as regards quashing of present FIR. He also submits that even, in order to maintain peace and harmony between the parties, particularly under the circumstances wherein the alleged offences have no societal interest involved, it would be appropriate to render complete quietus to the aforementioned dispute by quashing the FIR on the basis of compromise entered into between the parties.

5 On the other hand, learned State counsel submits that allegations in the present FIR are of serious nature and he opposes the prayer made in the petition.

6. I have heard learned counsel for the parties and gone through the records including the report dated 14.03.2023. The parties having settled their dispute so as to live in peace in future, no useful purpose would be served by proceeding further with the criminal proceedings. In the light of above developments, no cause remains for the trial Court to invest further time and effort in adjudicating this FIR. The compromise in question is even found to be fully in consonance

with the directions issued by this 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***”.

7. Thus, in view of the aforesaid report, accompanied by statements of both the parties as well as keeping in mind the law laid down in the aforementioned judgments, the petition is allowed and FIR No.0023 dated 24.01.2022 registered under Sections 323, 341, 506, 148 and 149 P.S.Basti Bawa Khel, Police Commissionerate Jalandhar, District Jalandhar (P-1) along with all consequential proceedings arising therefrom, are hereby quashed.

02.05.2023
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(**HARKESH MANUJA**)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>