

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

CRM-M-11249-2020

Date of Decision:- 17.07.2023

Narinder Singh

....Petitioner

Vs.

State of Punjab and ors.

...Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Mohd. Jameel, Advocate
for the petitioner.

Mr. Mohit Thakur, AAG, Punjab.

Mr. Paras Sharma, Advocate
for respondent Nos. 2 and 3.

ARUN MONGA, J. (Oral)

Petitioner seek quashing of FIR No.117 dated 23.11.2007 registered under Sections 363, 511, 34 IPC (Annexure P-1) at Police Station Amargarh, District Sangrur on the basis of compromise deed dated 03.03.2020 (Annexure P-2), stated to have been arrived between the parties.

2. Since quashing was sought on the basis of compromise, this Court on dated 19.04.2021 and 16.02.2023 had directed the parties to appear before the *Illaqua* Magistrate/trial Court for recording their statements in support of the compromise. A veracity report was also called.

3. Report dated 27.04.2023 of learned Judicial Magistrate Ist Class, Malerkotla had been received. Report reveals that statements of complainant party i.e. respondents No. 2 and 3 as also of Rajinder Singh attorney of accused/present petitioner herein, were duly recorded. It is opined that a compromise has been arrived at without any pressure, undue influence or

coercion. The report is accompanied by the statements of parties. It is apparent that the complainant/respondents No. 2 and 3 and Rajinder Singh attorney of accused/petitioner have arrived at a compromise voluntarily and without any coercion.

4. Learned counsel for the complainant/respondents No. 2 and 3 state that he would have no objection to the quashing of FIR in question.

5. This Court in appropriate cases can exercise the power under Section 482 Cr.P.C. for quashing of criminal proceedings/FIR on the basis of compromise. A reference in this regard may be made to a decision dated 29.09.2021 of the Supreme Court in case titled *Ramgopal and anr. V. The State of Madhya Pradesh*¹ and a Full Bench decision of this Court in *Kulwinder Singh and others V. State of Punjab and others*².

6. In the premise it is an appropriate case for exercise of power under Section 482 Cr. P.C. and to bring to an end the criminal proceedings initiated in the light of impugned FIR.

7. Petition is thus allowed. FIR No.117 dated 23.11.2007 registered under Sections 363, 511, 34 IPC (Annexure P-1) at Police Station Amargarh, District Sangrur and all proceedings emanating there from qua the petitioner stand quashed.

8. Pending application(s), if any, shall also stand disposed of.

JULY 17, 2023
Harish Kumar

(ARUN MONGA)
JUDGE

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

¹ Criminal Appeal No. 1489 of 2012
² 2007 (3) RCR (Criminal) 1052