

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

**Sr. No.246**

**CRM-M-14975-2022**

**Date of decision: 12.01.2023**

Sukhchain Singh

....Petitioner

Versus

State of Punjab and another

....Respondents

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present: Mr. S.S. Bhinder, Advocate, for the petitioner.

Mr. A.P.S. Tung, DAG, Punjab.

Mr. Birinder Pal, Advocate  
for respondent No.2.

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**DEEPAK SIBAL, J. (Oral)**

The present petition has been filed under Section 482 Cr.P.C. for quashing of complaint bearing No.105 dated 22.07.2014 under Section 3(1)X of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and Sections 323, 506, 365 and 34 IPC and all subsequent proceedings arising out of it on the basis of a compromise deed dated 02.04.2022 (Annexure P-2).

On 08.04.2022 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/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court if there is any other case pending against them; total number of accused involved in the case and whether any of the accused have been declared a proclaimed offender.

As directed, report dated 21.04.2022 from the Additional District and Sessions Judge, Barnala has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them and the order declaring the petitioner a proclaimed offender has already been quashed by this Court.

Learned State counsel has also raised 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 the offences are not heinous, and 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 the complaint bearing No.105 dated 22.07.2014 under Section 3(1)X of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and Sections 323, 506, 365 and 34 IPC and all proceedings arising therefrom, qua the petitioners.

**January 12, 2023**

*Jyoti 1*

**(DEEPAK SIBAL)**

**JUDGE**

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No