

**286 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-30644-2023(O&M)
DATE OF DECISION: 04.10.2023****Amandeep Singh @ Amana and others****...Petitioners****Versus****State of Punjab and others****...Respondents****CORAM : HON'BLE MR. JUSTICE ARUN MONGA****Present :** Mr. Kulbir Singh Sekhon, Advocate,
for the petitioners.

Mr. Madhur Sharma, AAG, Punjab.

Mr. Yadvinder Singh Turka, Advocate,
for respondent No.2.**ARUN MONGA, J. (ORAL)**

Petitioners seek quashing of FIR No.143 dated 05.07.2020 (Annexure P-1) registered under Sections 452, 323, 148 read with Section 149 of IPC, at Police Station Sadar, Sri Muktsar Sahib, District Sri Muktsar Sahib on the basis of compromise dated 08.05.2023 (Annexure P-2), stated to have been arrived between the parties.

2. Since quashing was sought on the basis of compromise, this Court on 13.07.2023 had directed the parties to appear before the *Illaq*a Magistrate/trial Court for recording their statements in support of the compromise. A veracity report was also called for.

3. Report dated 22.09.2023 of learned Additional Chief Judicial Magistrate, Sri Muktsar Sahib had been received. Report reveals that statements of complainant party i.e. respondents No.2 and 3 as also of accused/present petitioners herein, were duly recorded. It is further submitted that respondent No.4-Teena Rani since died on 06.02.2023. It is opined that a compromise has been arrived at without any pressure, undue influence or coercion. The report is

complainant/respondent No.2 & 3 and accused/petitioners have arrived at a compromise voluntarily and without any coercion.

4. Learned counsel for complainant/respondent No.2 states 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.143 dated 05.07.2020 (Annexure P-1) registered under Sections 452, 323, 148 read with Section 149 of IPC, at Police Station Sadar, Sri Muktsar Sahib, District Sri Muktsar Sahib and all proceedings emanating there from *qua* the petitioners stand quashed.

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

04.10. 2023

Jyoti Thakur

(ARUN MONGA)

JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No

¹Criminal Appeal No.1489 of 2012

JYOTI THAKUR ²2007 (3) RCR (Criminal) 1052
2023.10.06 13:18
I attest to the accuracy and
integrity of this order/judgement