

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-29429-2019

Date of Decision:-17.01.2023

Pishora Singh & Ors.

.....Petitioners.

Versus

State of Punjab & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. L.S. Sidhu, Advocate for the Petitioners.

Mr. Aman Dhir, Deputy Advocate General, Punjab.

Ms. Anupreet S. Sidhu, Advocate for
Mr. Brahmeet Singh, Advocate for the respondent no.2.

JASJIT SINGH BEDI, J.(ORAL)

The present petition has been filed for quashing of FIR No.94 dated 16.06.2019 (Annexure P-1) under Sections 452, 427, 506, 148, 149 IPC and Sections 25/27 of Arms Act, 1959 registered with Police Station Sadar Tarn Taran, District Tarn Taran and all other consequential proceedings arising therefrom, on the basis of compromise dated 04.07.2019 (Annexure P-2) entered into between the parties.

Vide order dated 02.03.2022 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded in terms of certain parameters given in the aforesaid order dated 02.03.2022 with regard to the compromise dated 04.07.2019 (Annexure P-2) arrived at between the parties.

In terms of the order dated 02.03.2022 passed by this Court parties have appeared before the court of Mr. Bagicha Singh, Addl. Chief Judicial Magistrate, Tarn Taran and as per report dated 22.03.2022

submitted to this Court, both the parties have got recorded their respective statements in Court.

Perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence. In view of the compromise there is a remote possibility of the complainant coming forward to support the prosecution case. The powers under Section 482 Cr.PC can be exercised in such like situation in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. The compromise in question is found to be fully in consonance with the direction issued by the 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*.

In view of the aforesaid report of the learned Addl. Chief Judicial Magistrate, Tarn Taran accompanied by statements of both the parties, the FIR No.94 dated 16.06.2019 (Annexure P-1) under Sections 452, 427, 506, 148, 149 IPC and Sections 25/27 of Arms Act, 1959 registered with Police Station Sadar Tarn Taran, District Tarn Taran and all consequential proceedings arising therefrom are hereby quashed qua the petitioners herein.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

January 17, 2023

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