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

CRM-M-35672-2022

Date of decision:-01.09.2023

Navjot Singh @ Jot Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE SUVIR SEHGAL

Present : Mr.K.S. Derabassi, Advocate
for the petitioners.

Mr.Anup Singh, AAG, Punjab
for respondent No.1 – State.

Mr.V.P. Sangwan, Advocate
for respondents No.2 and 3.

SUVIR SEHGAL, J.(ORAL)

1. Instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.218 dated 15.11.2013, under Sections 323/341/148/149 IPC, registered at Police Station Sohana, District SAS Nagar, Annexure P1 along with all subsequent proceedings arising therefrom, on the basis of compromise dated 20.07.2022 Annexure P2, arrived at between the parties.

2. Counsel for the petitioners submits that the criminal case has been lodged as a fight took place between college going students at the heat of a moment. He submits that all the accused and the complainant/injured are young boys and with the intervention of the

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respectables, the dispute has been amicably settled.

3. Upon instructions from ASI Surinder Singh, State counsel submits that on conclusion of investigation, a cancellation report has been filed.

4. Counsel for the complainant/respondents No.2 and 3 does not have any objection in case the prayer made in the petition is acceded to.

5. Heard counsel for the parties.

6. Pursuant to order dated 30.05.2023 passed by this Court, report has been received from the Trial Court, relevant extract of which is as under:-

“(i) Two persons namely Navjot Singh and Major Singh are arrayed as accused in the FIR.

(ii) The accused are not declared as proclaimed offender.

(iii) The compromise is genuine, voluntary and without any coercion or undue influence.

(iv) As per the statements of the accused, the accused persons are (sic not) involved in any other FIR.”

7. In view of this development, report of the Trial Court and judgment of the Supreme Court in ***Gian Singh Versus State of Punjab and another, 2012(4) RCR (Criminal) 543*** and a Full Bench of this Court in ***Kulwinder Singh vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, this Court is of the view that keeping the criminal proceedings alive would not serve any purpose. Quashing of the proceedings would enable the petitioners, who are at the threshold of

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their lives and careers to move on.

8. Accordingly, the petition is allowed. FIR No.218 dated 15.11.2013, under Sections 323/341/148/149 IPC, registered at Police Station Sohana, District SAS Nagar, Annexure P1, along with all subsequent proceedings arising therefrom, are quashed qua the petitioners.

(SUVIR SEHGAL)
JUDGE

01.09.2023
Brij

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No