

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

**CRM-M No.41922 of 2021**

**Date of Decision: 01.02.2023**

**Gurkirat Singh and another**

**.... Petitioners**

**versus**

**State of Punjab and another**

**.... Respondents**

**CORAM: HON'BLE MR. JUSTICE GURBIR SINGH**

**Present:** Mr. Avtar Singh Khinda, Advocate  
for the petitioners.

Mr. Gurpreet Singh Shergill, AAG, Punjab.

Mr. Harjinder Singh, Advocate  
for respondent No.2.

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**GURBIR SINGH, J (ORAL)**

This is a petition filed under Section 482 Cr.P.C. for quashing of FIR No.380, dated 12.12.2017, under Sections 341, 324, 323, 34 of IPC, 1860, registered at Police Station Sultanpur Lodhi, District Kapurthala and all subsequent proceedings arising therefrom, on the basis of compromise dated 20.09.2021 arrived at between the parties.

Learned counsel for the parties have stated that the present FIR may be quashed as the parties have amicably settled the dispute.

During the course of preliminary hearing, the trial Court was directed to record the statements of all the concerned parties, with regard to the genuineness and validity or otherwise of the compromise by this Court.

In compliance thereof, report from the Sub Divisional Judicial Magistrate, Sultanpur Lodhi has been received through the District & Sessions Judge, Kapurthala, with statements of the parties, in which, it has been mentioned that the compromise is genuine, voluntarily and out of free will and is not the result of any threat, pressure or undue influence etc.

The powers under Section 482 Cr.P.C. 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 and others vs. State of Punjab and another”, 2007(3) RCR (Criminal) 1052 and “Gian Singh vs. State of Punjab and another”, 2012 (4) RCR (Criminal) 543.

In view of the aforesaid report of the Sub Divisional Judicial Magistrate, Sultanpur Lodhi accompanied by statement of both the parties, the instant petition is allowed. Consequently, the impugned FIR No.380, dated 12.12.2017, under Sections 341, 324, 323, 34 of IPC, 1860, registered at Police Station Sultanpur Lodhi, District Kapurthala and all subsequent proceedings arising therefrom are hereby quashed, on the basis of compromise, *qua* the petitioners only.

01.02.2023

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(GURBIR SINGH)  
JUDGE

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