

(272) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-42237-2021 (O&M)

Date of Decision:13.07.2023

Vikram Singh @ Fauji and others

... Petitioners

Vs.

State of Punjab and another

... Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Parvesh Sachdeva, Advocate for the petitioners.

Mr. Mohit Thakur, A.A.G. Punjab.

ARUN MONGA, J. (Oral)

Petitioners seek quashing of FIR No.154 dated 21.07.2020 registered under Sections 328, 323, 116, 500 of IPC at Police Station Khui Khera, District Fazilka along with all subsequent proceedings arising therefrom on the basis of compromise dated 15.09.2021 (Annexure P-2).

2. Since quashing was sought on the basis of compromise, this Court on 20.12.2021 had directed the parties to appear before the learned Illaqa/Duty Magistrate for recording their statements in support of the compromise. A veracity report was called for.

3. Report dated 10.07.2023 of learned Chief Judicial Magistrate, Fazilka, has been received. It reveals that the statement of complainant i.e. respondent No.2 as also of accused/present petitioners herein, were duly recorded. It is opined by learned Chief Judicial Magistrate that the compromise has been arrived without any pressure, undue influence or coercion. The report is accompanied by the statements of parties. It is apparent that the complainant/respondent No.2 and accused/petitioners have arrived at a

4. 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 another vs. The State of Madhya Pradesh¹ and a Full Bench decision of this Court in Kulwinder Singh and others vs. State of Punjab and others².

5. 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 on the basis of impugned FIR.

6. Petition is thus allowed. FIR No.154 dated 21.07.2020 registered under Sections 328, 323, 116, 500 of IPC at Police Station Khui Khera, District Fazilka along with all subsequent proceedings arising therefrom qua the petitioners stand quashed.

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

(ARUN MONGA)
JUDGE

13.07.2023
rajeev/Sachin M.

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No