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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-193-2023 in
CRM-M-41631-2022

RAGHBIR SINGH

Date of decision :31.01.2023

... Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Shivroop singh Dhaliwal , Advocate
for the petitioner(s).

Mr. Shubham Kaushik, Asstt. A.G., Punjab.

Mr. Vivek Bagla, Advocate
for respondent Nos.2 to 4.

JASJIT SINGH BEDI, J. (ORAL)

CRM-193-2023

The present application has been filed by the applicant-
petitioner for placing on record the reply on behalf of respondent Nos.2
to 4.

For the reasons mentioned in the application, the same is
allowed and the reply on behalf of respondent Nos.2 to 4 is taken on
record.

CRM-M-41631-2022

The prayer in this petition is for quashing of an FIR
No.0032 dated 09.02.2019 (Annexure P-1) registered under Sections
420, 467, 468, 471, 120-B of the IPC at Police Station City Muktsar,
District Sri Muktsar Sahib along with all consequential proceedings

arising therefrom on the basis of a compromise arrived at between the parties.

Vide order dated 13.09.2022 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded with regard to the compromise dated 16.05.2019 (P-2).

The Illaqa Magistrate/trial Court was to submit a report in this regard giving certain details as enumerated in the said order.

Pursuant to the order dated 13.09.2022 passed by this Court, the parties have appeared before the learned Judicial Magistrate, 1st Class, Sri Muktsar Sahib and as per the report dated 31.10.2022 submitted to this Court, both the parties have got recorded their respective statements in Court.

A 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 Judicial Magistrate, 1st Class, Sri Muktsar Sahib accompanied by statements of both the parties, the FIR No.0032 dated 09.02.2019 (Annexure P-1) registered under Sections 420, 467, 468, 471, 120-B of the IPC at Police Station City Muktsar, District Sri Muktsar Sahib along with all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

Petition stands disposed of.

**(JASJIT SINGH BEDI)
JUDGE**

31.01.2023
JITESH

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No