

Davinder Singh, no accused was declared as Proclaimed Offender in this case. Further, as per statement of I.O/ASI Davinder Singh there is only one victim/complainant namely Gagandeep Singh in the present case and except the above said victim/complainant Gagandeep Singh no other injured/aggrieved person in the present case. Further as per the statement of I.O/ASI Davinder Singh the challan has not been presented in this case. It is further submitted that the compromise effected between the parties is genuine, voluntarily and without any coercion or undue influence.”

4. Learned counsel for the petitioner contends that as per the allegations, the petitioner had committed trespass in the house of respondent No.2 and inflicted injuries upon him. The injuries are simple in nature. The dispute has been amicably settled between the parties and Annexure P-3 is the affidavit of respondent No.2 in this regard. An amicable settlement will help in maintaining cordial relations between the parties in future.

5. Learned counsel for respondent No.2 has not disputed the aforesaid factual aspect(s) and further stated that she has no objection if the FIR is quashed.

6. After hearing learned counsel for the parties and going through the record of the case, this Court is of the considered opinion that it is a fit case for exercising the inherent jurisdiction of this Court under Section 482 Cr.P.C., so as to secure the ends of justice because the parties have arrived at a settlement, out of the Court, by way of compromise. The compromise is without any pressure and a genuine one. In such a situation, continuation of the prosecution would result in sheer abuse of process of law.

7. The controversy in the instant case does not indicate that the same involves heinous or serious offences and furthermore, the private dispute has been sought to be amicably settled. Consequently, a deserving case is made out where the court should exercise the power to secure the ends of justice.

8. For the aforesaid view, this Court finds support from *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, upheld by Hon'ble Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*.

9. Considering the peculiar facts and circumstances of the case noted above, coupled with the reasons aforementioned and to secure the ends of justice, FIR No.244 dated 15.12.2018 under Sections 323/452/506 IPC registered at Police Station Mataur, District SAS Nagar Mohali, and all the subsequent proceedings arising therefrom on the basis of compromise are ordered to be quashed, however, qua the petitioner only.

10. Resultantly, with the above-said observations made, the instant petition stands allowed.

19.05.2023
smriti

(VIVEK PURI)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether Reportable	: Yes/No