

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

Sr. No. 235(2)

CRM-M No. 53256 of 2021(O&M)

Date of decision : 13.01.2023

Kamaljit @ Kamal Jit @ Kamal @ Kali and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : None for the petitioners.

Mr. A.P.S. Tung, DAG, Punjab.

None for respondents No.2 & 3.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of cross version case bearing DDR/GD No.16 dated 19.07.2017 under Sections 323, 341, 34 and 506 IPC in case FIR No.099 dated 17.06.2017 registered under Sections 341, 323, 324, 506, 201 and 34 IPC at Police Station Bhargo Camp, Jalandhar and all proceedings arising therefrom qua the petitioners, on the basis of a written compromise (Annexure P-3).

On 22.12.2021, this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise between the parties.

As directed, report dated 10.01.2021 from the Chief Judicial

Magistrate, Jalandhar has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR, in which the offences are not heinous and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Supreme Court in ***Narinder Singh & Ors. Vs. State of Punjab & Anr. (2014) 6 SCC 466***, this Court deems it just and proper to allow the petition and resultantly quash cross version case bearing DDR/GD No.16 dated 19.07.2017 under Sections 323, 341, 34 and 506 IPC in case FIR No.099 dated 17.06.2017 registered under Sections 341, 323, 324, 506, 201 and 34 IPC at Police Station Bhargo Camp, Jalandhar and all proceedings arising therefrom qua the petitioners.

13.01.2023*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No