

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 249

CRM-M-57668-2022

Date of decision : 23.02.2023

Rupinder Singh

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Navjinder Sidhu, Advocate, for the petitioner.

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

Mr.Amaninder Preet, Advocate, for respondent No.2.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.143 dated 14.07.2014 registered under Sections 341, 323, 148 and 149 at Police Station Dhaka, District Ludhiana (Rural) and all proceedings arising therefrom qua the petitioner on the basis of a compromise dated 22.02.2022 (Annexure P-5) entered into between the parties.

On 13.12.2022 this Court had directed the parties to appear before the Trial Court/Illaq Magistrate 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 genuineness and voluntary nature of the compromise; whether all accused/petitioners are appearing before the Court or are on bail and whether any other proceeding is pending against them.

As directed, report dated 03.01.2023 from the Judicial Magistrate Ist Class, Ludhiana 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; the parties have compromised the mater with their free consent,

sweet will, without any threat, pressure or undue influence; the petitioner is appearing before the trial court and is on bail; no other proceeding is pending against him.

Learned State counsel has 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 offences are not heinous as also 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 vs State of Punjab* (2014) 6 SCC 466, this Court deems it just and proper to allow the petition and resultantly quash FIR No.143 dated 14.07.2014 registered under Sections 341, 323, 148 and 149 at Police Station Dhaka, District Ludhiana (Rural) and all proceedings arising therefrom qua the petitioner.

23.02.2023
shamsher

[DEEPAK SIBAL]
JUDGE

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