

**248 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-175-2023

Date of Decision: February 22, 2023

SAJANPREET SINGH ALIS SAJAN SINGH AND OTHERS

..... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Gursewak Singh, Advocate for the petitioners.

Mr. Amit Shukla, AAG, Punjab.

Mr. Anmol Jeevan Singh Gill Advocate for respondent No.2.

HARKESH MANUJA, J. (ORAL)

By way of present petition under Section 482 Cr.P.C. the petitioners pray for quashing FIR No.0174, dated 03.09.2022, under Sections 326, 325, 324, 323, 148 and 149 IPC registered at Police Station Kamboj, District Amritsar Rural (Annexure P-1) along with all consequential proceedings arising out of the same on the basis of the compromise. (Annexure P-2).

2. As per allegations levelled in the FIR, the petitioners surrounded the complainant and gave beatings to him with their respective weapons.

3. In pursuance to an order dated 06.01.2023 passed by this Court whereby, the parties were directed to appear before trial Court for getting their statements recorded as regards the veracity of the compromise arrived at between them, a report dated 21.02.2023 has been received from the concerned Court, stating that the compromise in the present case is out of voluntarily and without any pressure, threat or

undue influence. There is no other accused except the present petitioners and there is one complainant namely, Baljinder Singh. No accused has been declared as proclaimed offender.

4. Learned counsel for the petitioners submits that once, a compromise has been arrived at between the parties without any pressure and respondent No.2 has no objection as regard quashing of FIR as well as all other subsequent proceedings arising out of the same against the petitioners; the dispute purely personal in nature, there does not appear to be any impediment as regards quashing of present FIR. He also submits that even, in order to maintain peace and harmony between the parties, particularly under the circumstances wherein the alleged offences have no societal interest involved, it would be appropriate to render complete quietus to the aforementioned dispute by quashing the FIR on the basis of compromise entered into between the parties.

5 On the other hand, learned State counsel submits that allegations in the present FIR are of serious nature and he opposes the prayer made in the petition.

6. I have heard learned counsel for the parties and gone through the records including the report dated 21.02.2023. The parties having settled their dispute so as to live in peace in future, no useful purpose would be served by proceeding further with the criminal proceedings. In the light of above developments, no cause remains for the trial Court to invest further time and effort in adjudicating this FIR. The compromise in question is even found to be fully in consonance with

the directions issued by this 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***”

7. Thus, in view of the aforesaid report, accompanied by statements of both the parties as well as keeping in mind the law laid down in the aforementioned judgments, the same is allowed. FIR No.0174, dated 03.09.2022, under Sections 326, 325, 324, 323, 148 and 149 IPC, along with all consequential proceedings arising therefrom, are hereby quashed.

8. The aforesaid order shall, however, be subject to payment of Costs of Rs.20,000/- to be deposited with the Punjab and Haryana High Court Association Lawyer’s Family Welfare Fund having account No. 41564846387 with State Bank of India, High Court Branch, Chandigarh, within a period of two weeks from today.

22.02.2023
tejwinder

(**HARKESH MANUJA**)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>