

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-60999-2022 (O&M)

Date of decision: 24.03.2023

Bikramjit Singh Bedi

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Kamal Gupta, Advocate and
Mr. Pranshul Dhull, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab
for respondent No.1-State.

Mr. Mayank Goyal, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of Complaint No.537/2013 titled as 'Chand Singh Vs. Bikramjit Singh' under Sections 3(VIII) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short, 'the SC/ST Act) and Sections 167, 196, 506 and 120-B of the IPC along with all consequential proceedings arising out of the same including the summoning order dated 02.02.2018, on the basis of compromise dated 26.09.2022 (Annexure P-7) arrived at, between the parties.

Vide order dated 07.02.2023 of this Court, the parties were directed to appear before the learned Trial Court/Illaq Magistrate on 24.02.2023 to get their statements recorded regarding the compromise

arrived at, between them.

Report has since been received from learned Additional Sessions Judge-I, Faridkot, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that she would have no objection if the FIR *qua* the accused-petitioners is quashed. It has been further mentioned in the report that one more person namely Joginder Singh Dhingra was also arrayed as accused in the complaint, however, he is reported to have died.

The Trial Court has annexed the statements of the parties in original, alongwith its report.

Learned State counsel has also conceded that one more person namely Joginder Singh Dhingra was also arrayed as an accused in the complaint who has since died.

In view of the report of the learned Additional Sessions Judge-I, Faridkot and the principles laid down by the Apex Court in ***Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, the instant petition is allowed. The aforesaid complaint and all consequential proceedings arising out of it including the summoning order dated 02.02.2018, are quashed qua the petitioner.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

24.03.2023
Vinay

(MANJARI NEHRU KAUL)
JUDGE

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