

CRM-M-13009-2024 :1:

2024:PHHC:073902



315+122 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13009-2024(O&M)
Date of decision:23.05.2024

GORAV KUMAR AND OTHER
...Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER
...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Rajesh Kumar Kashyap, Advocate for the petitioners.

Mr. Inderjeet Singh, DAG, Punjab.

Ms. Sunita Devi, Advocate for
Mr. Gurpreet Singh, Advocate for respondent No.2.

KARAMJIT SINGH, J. (Oral)

CRM-22982-2024

Notice of the application.

State counsel as well as counsel for respondent No.2 are
having no objection if the present application is allowed.

In light of the above, the present application is hereby
allowed.

CRM-M-13009-2024

1. Prayer in this petition is for quashing of FIR No.52 dated
24.04.2023 registered under Sections 323, 325, 341, 506, 148, 149 of IPC
at Police Station Lalru, District SAS Nagar (Mohali) on the basis of
compromise.



2. Status report by way of an affidavit of Vaibhav Chaudhary, IPS, Assistant Superintendent of Police, Sub Division Derabassi, District SAS Nagar filed on behalf of respondent No.1-Stated is taken on record.
3. The above stated FIR was registered on the statement of the respondent No.2-Gurpreet Singh against the petitioners.
4. On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.
5. During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of the all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.
6. In compliance thereof, report from the Court of Civil Judge (Jr. Division)-cum-Judicial Magistrate First Class, Dera Bassi along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.
7. I have heard learned counsel for the parties.
8. Learned counsel for the petitioners and for respondent No.2 are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.



9. In view of above, nothing remains to be adjudicated further in the present case. Thus, continuation of the criminal proceedings between the parties would be a futile exercise and sheer wastage of time of the Court and thus, amount to abuse of process of law.

10. For the reasons aforesated and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh v. State of Punjab and another**, 2012 (4) RCR (Criminal) 543 and Five Judges Bench of this Court in **Kulwinder Singh and others v. State of Punjab and another**, 2007(3) RCR (Criminal) 1052, this petition is allowed and FIR No.52 dated 24.04.2023 registered under Sections 323, 325, 341, 506, 148, 149 of IPC at Police Station Lalru, District SAS Nagar (Mohali)and all the subsequent proceedings are hereby quashed qua the petitioners.

23.05.2024

Priyanka Thakur

(KARAMJIT SINGH)
JUDGE

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