



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

CRM-M-13259-2024
Date of decision:23.05.2024

YADWINDER SINGH AND ANOTHER

...Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Kushagra Mahajan, Advocate for the petitioners.

Mr. Inderjeet Singh, DAG, Punjab.

Mr. Ankush Rampal, Advocate for respondents No.2 & 3.

KARAMJIT SINGH, J. (Oral)

1. Prayer in this petition is for quashing of FIR No.136 dated 03.11.2021 registered under Sections 323, 452, 34 of IPC at Police Station Anandpur Sahib, District Rupnagar on the basis of compromise.
2. Status report by way of an affidavit of Ajay Singh, PPS, Deputy Superintendent of Police, Sri Anandpur Sahib, District Rupnagar filed on behalf of Respondent No.1-state is taken on record.
3. The above stated FIR was registered on the statement of the respondent No.2-Mohtram Alam against the petitioners.
4. On notice of motion, respondents No.2 and 3 appeared in the Court through their counsel and pleaded that they have 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/Illaqa 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 Sub Divisionsal Judicial Magistrate, Sri Anandpur Sahib 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 respondents No.2 and 3 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.136 dated 03.11.2021 registered under Sections 323, 452, 34 of IPC at Police Station

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2024:PHHC:073845



Anandpur Sahib, District Rupnagar and all the subsequent proceedings are hereby quashed qua the petitioners.

23.05.2024

(KARAMJIT SINGH)
JUDGE

Priyanka Thakur

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