



CRM-M-13904-2024

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

263

CRM-M-13904-2024

Date of decision : 10.09.2024

Pritpal Singh and Ors.

..... Petitioners

V/S

State of Punjab and Ors.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Arpan Sabharwal, Advocate for petitioners.

Mr. Gautam Thapar, AAG, Punjab.

Mr. Rahul Garg, Advocate for respondents No.2 to 4.

AMARJOT BHATTI J.

1. Petitioners – Pritpal Singh, Harpreet Singh @ Happy, Hardeep Singh @ Harry and Amritpal Singh @ Ranjha filed instant petition under Section 482 of Cr.P.C. for quashing of FIR No.0004 dated 14.02.2024, under Sections 323, 324, 427, 148 and 149 of IPC, registered at Police Station Nurmehal, District Jalandhar Rural (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 28.02.2024 (Annexure P-2).

2. Facts of the case are that complainant Deepak stated that on 12.02.2024 at about 4:30 PM, he was playing cricket with the children of his village in the ground near Government School, Village Natt. Due to old rivalry, Happy, Harry, Pritpal Singh and Ranjha along with two unidentified persons came there armed with weapons and started asking him that why he had sent children from neighbourhood to steal kites. Happy gave *Khanda* blow which hit on his left thumb, Harry gave *Kirpan*

blow which hit on the index finger of right hand, Ranjha gave *Kirpan* blow



CRM-M-13904-2024

-2-

which hit below his right hand index finger and two unidentified persons also gave beating. His elder brother Mandeep reached on the spot to rescue him. He was also assaulted and his phone was damaged. Aforesaid persons took away cash of Rs.30,000/- from his pocket and managed to fled away with their respective weapons. With these allegations, present FIR has been registered.

3. Petitioners filed this petition for quashing of aforesaid FIR on the basis of compromise. Petitioners and respondents No.2 to 4 were directed to appear before the trial Court/Illaq Magistrate for recording their statements on the basis of compromise. Detailed report regarding compromise has been received from the court of Judicial Magistrate Ist Class, Phillaur dated 24.04.2024. Statements of respondents No.2 to 4 have been recorded, where they confirmed the compromise with petitioners. They confirmed that this compromise has been effected without any pressure, coercion or undue influence from any side and they have no objection regarding quashing of FIR.

4. Petitioners – Pritpal Singh, Harpreet Singh @ Happy, Hardeep Singh @ Harry and Amritpal Singh @ Ranjha also confirmed this fact in their separate statements. Statement of ASI Amrik Lal also recorded who confirmed that the accused are not involved or declared as proclaimed offender in any other criminal case.

5. Therefore, from the report of Judicial Magistrate Ist Class, Phillaur, it is clear that compromise has been effected between parties without any pressure, coercion or undue influence, which is acceptable to both the parties. Gainful reference can be made to the authority of our own High Court i.e. **Larger Bench of Five Judges 2007(3) RCR (Criminal)**

1052 case titled “*Kulwinder Singh and others vs. State of Punjab and another*” where it was explained that inherent power of this Court under Section 482 cannot be limited to matrimonial cases alone and the Court has wide power to quash the proceedings even in non-compoundable offences notwithstanding the bar under Section 320 of Criminal Procedure Code in order to prevent abuse of law and to secure ends of justice.

6. Considering all these factors in mind, in the case in hand both parties have mutually settled their dispute. They are residents of nearby villages in Nurmehal. It is a case of version and cross version. Matter is also compromised in CRM-M-17141-2024 titled “Deepak Kumar @ Deepa and Ors. vs. State of Punjab and Ors.” fixed for today. It would enable them to live in peace and harmony and end all litigation started between them. Thus no purpose would be served with the continuation of criminal proceedings.

7. Therefore considering these facts, petition filed by petitioners is accepted and FIR No.0004 dated 14.02.2024, under Sections 323, 324, 427, 148 and 149 of IPC, registered at Police Station Nurmehal, District Jalandhar Rural (Annexure P-1) and all other subsequent proceedings arising therefrom are quashed.

8. Accordingly, present petition stands accepted.

9. Pending miscellaneous application(s), if any, stand disposed of accordingly.

(AMARJOT BHATTI)
JUDGE

10.09.2024.
Sunil Devi

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