

CRM-M-15218-2022

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

(268)

CRM-M-15218-2022

Date of Decision:-**January 31, 2024**

Ranjodh Singh and others

.....Petitioners

Versus

State of Punjab and Another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Ish Puneet Singh, Advocate for the petitioners.

Mr. Hakam Singh, AAG, Punjab.

Mr. Ravinder Singh, Advocate for
Mr. IPS Mangat, Advocate for respondent No. 2.

ALOK JAIN, J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of **FIR No. 68 dated 13.06.2010**, registered under **Sections 307, 325, 324, 323, 341, 148 and 149** of Indian Penal Code at Police Station Kartarpur, District Jalandhar and all consequential proceedings arising therefrom, on the basis of compromise dated 15.03.2022 (Annexure P-5).

2. Learned counsel for the petitioners has submitted that as regards the imposition of Section 307 IPC is concerned, petitioner No. 2 has already undergone conviction of 5 years and hence, no useful purpose would be served by keeping the present FIR alive and the compromise has been effected for the peace and harmony of all the parties as they all belong to the same village or the villages near around.

3. Keeping in view the fact that the parties entered into a compromise, this Court vide order dated 18.04.2022 directed the parties to appear before the Illaqa Magistrate/trial Court for getting their statements

recorded in that regard. Pursuant thereto, a report dated 12.05.2022 has

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been received from the Additional District & Sessions Judge, Jalandhar, stating that the compromise arrived at between the parties is voluntary and the same is without any pressure, coercion or undue influence.

4. Learned State Counsel and learned counsel appearing on behalf of respondent No.2 admit the factum of compromise and submit that they have no objection to quashing of the FIR on that basis.

5. Perusal of the aforesaid report establishes that the parties have amicably settled their dispute, and continuance of criminal proceedings in such a situation will be an exercise in futility, as the chances of ultimate conviction are bleak. The power under Section 482 Cr.P.C. can be exercised in such matters. It has been held by Supreme Court of India in cases ***Gian Singh v. State of Punjab and another* 2012(10) SCC 303** and ***Narinder Singh and others v. State of Punjab and another* 2014(6) SCC 406** that criminal cases having overwhelmingly civil character, particularly those arising out of commercial transactions or matrimonial relationships or family disputes, should be quashed when the parties have resolved their disputes among themselves in a *bona fide* manner.

6. Consequently, this petition is allowed. **FIR No. 68 dated 13.06.2010**, registered under **Sections 307, 325, 324, 323, 341, 148 and 149** of Indian Penal Code at Police Station Kartarpur, District Jalandhar and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners, subject to payment of cost of Rs. 50,000/- to be deposited by the petitioners jointly and Rs. 25,000/- to be deposited by respondent No.2 within one month from today in ***Poor Patients Welfare Fund, PGIMER, Chandigarh.***

(ALOK JAIN)
JUDGE

January 31, 2024
Parul

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