



CRM-M-29555-2019

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264A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29555-2019

Date of decision: May 23, 2024

Manpreet Singh alias Mani and others

..... Petitioners

Vs.

State of Punjab and others

...Respondents

CORAM:HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Saurabh Kapoor, Advocate
for the petitioners.

Mr. Rahul Jindal, AAG, Punjab.

Mr. Amandeep Singh, Advocate
for respondent No.2/complainant.

JASJIT SINGH BEDI, J. (Oral)

The prayer in this petition is for quashing of the DDR No.013 dated 15.09.2017 under Sections 323, 325, 506, 148, 149 IPC in case FIR No.126 dated 09.08.2017 under Sections 324, 356, 148, 149 IPC (Sections 307 & 379-B IPC added later on) registered at Police Station Haibowal, Ludhiana (Annexure P-1) and all other consequential proceedings arising therefrom on the basis of compromise dated 23.04.2019 (Annexure P-2) entered into between the parties.

Vide order dated 31.10.2023 this Court had directed the parties to appear before the Illaqa Magistrate for getting their statements recorded with regard to the compromise and the Illaqa Magistrate/Trial Court was to submit a report in this regard giving certain details as enumerated in the said order.



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Pursuant to the order dated 31.10.2023 passed by this Court, parties have appeared before the Court of the District and Sessions Judge, Ludhiana and as per its report dated 11.03.2024 submitted to this Court, both the parties have got recorded their respective statements in Court.

A perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence. In view of the compromise there is a remote possibility of the complainant coming forward to support the prosecution case. The powers under Section 482 Cr.PC can be exercised in such like situation in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. The compromise in question is found to be fully in consonance with the direction issued by the Court in *Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052* and *Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543*.

In view of the aforesaid report of the District and Sessions Judge, Ludhiana accompanied by the joint statements of both the parties, DDR No.013 dated 15.09.2017 under Sections 323, 325, 506, 148, 149 IPC in case FIR No.126 dated 09.08.2017 under Sections 324, 356, 148, 149 IPC (Sections 307 & 379-B IPC added later on) registered at Police Station Haibowal, Ludhiana (Annexure P-1) and all other consequential proceedings arising therefrom on the basis of compromise dated 23.04.2019 (Annexure P-2) entered into between the parties, are hereby quashed.

Petition stands disposed of.

(JASJIT SINGH BEDI)

JUDGE

May 23, 2024

satish

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No