



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

CRM-M-18467-2008 (O&M)  
Date of decision: 29.10.2024

Amolak Singh and others

...Petitioner

Versus

State of Punjab and another

...Respondent

**CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. G.S Dhillon, Advocate for the petitioners.

Mr. J.S. Dhaliwal, AAG, Punjab.

Mr. Varshit Garg, Advocate for  
Mr. Aayush Gupta, Advocate for respondent No.2.

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**KARAMJIT SINGH, J. (ORAL)**

1. The present petition has been filed by the petitioners/accused under Section 482 Cr.P.C seeking quashing of FIR No.200 dated 26.10.2004 Annexure P-1, registered under Sections 379, 451, 447 IPC at Police Station Haibowal, Ludhiana and all the subsequent proceedings arising therefrom.

2. In response to notice of motion, respondent No.1-State and complainant/respondent No.2 appeared in the Court through their respective counsel.

3. Reply by way of affidavit of Gurdeep Singh, Deputy Superintendent of Police (Traffic) filed on behalf of respondent No.1 was taken on record. Respondent No.2 also filed separate reply.

4. Later on, respondents No.3 and 4 were impleaded as party to



the present petition. However, both the said respondents pleaded no objection if the present petition is allowed.

5. From the perusal of order dated 07.11.2019 passed in the present petition, it is clear that FIR Annexure P-1 is already quashed against petitioners No.1 and 2.

6. During the pendency of the present petition, petitioner No.3 Balwant Singh and petitioner No.6 Gurcharan Singh died.

7. That subsequently, petitioner No.4 Nachhatar Singh and petitioner No.5 Swaran Singh, effected out of Court settlement with complainant/respondent No.2-Aayush Bhalla and they executed memorandum of understanding-cum-settlement dated 07.10.2024. The copy of the same is placed on record.

8. In the light of the aforesaid settlement, the parties were directed to appear before the learned trial Court concerned to record their statement regarding aforesaid compromise and the said Court was directed to submit its report in this regard. In compliance of the said order, the report has been received from the Court concerned along with the statements of parties. As per said report, the compromise effected between the parties is genuine and the parties entered into said compromise without any coercion or undue influence. The said report is directed to be taken on the record of present petition.

9. I have heard learned counsel for the parties.

10. Learned counsel for the petitioners No.4 and 5 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.

11. 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 amount to abuse of process of law.

12. For the reasons aforestated and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh Vs. 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, on the basis of compromise and FIR No.200 dated 26.10.2004 Annexure P-1, registered under Sections 379, 451, 447 IPC at Police Station Haibowal, Ludhiana and all the subsequent proceedings are hereby quashed qua the petitioner No.4 Nachhatar Singh and petitioner No.5 Swaran Singh.

13. Needless to say that parties will remain bound by their statements, recorded in the present petition.

**29.10.2024**  
*Yogesh*

**(KARAMJIT SINGH)**  
**JUDGE**

**Whether speaking/reasoned:-**  
**Whether reportable:-**

**Yes/No**  
**Yes/No**