

CRM-M-36518-2024

-1-

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

292

CRM-M-36518-2024

Date of decision : 27.11.2024

Jaskirtan Singh and Anr.

..... Petitioners

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Ashok Kumar Khunger, Advocate for petitioners.

Mr. Gautam Thapar, AAG, Punjab.

Mr. R.P.Daaria, Advocate for respondent No.2.

AMARJOT BHATTI J.

1. Petitioners - Jaskirtan Singh and Angrej Singh alias Vicky have filed instant petition under Section 482 of Cr.P.C. for quashing of FIR No.0001 dated 04.01.2023, under Sections 341, 323, 325, 427, 34 of IPC, 1860, registered at Police Station Sadar Abohar, District Fazilka (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 08.07.2024 (Annexure P-2) as well as affidavit dated 08.07.2024 duly sworn by respondent No.2/complainant (Annexure P-3).

2. As per facts of the case Mahinder Lal gave his statement that he was agriculturist by profession and was having transaction with a firm. On 14/15.12.2022 matter was settled with Jaskirtan Singh and Angrej Singh alias Vicky. Later on he came to know that these persons have committed fraud regarding a sum of Rs.30,000/-. He wanted to bring this matter before Panchayat and for this reason they nourished grudge towards him. On 22.12.2022 at 7:00 PM, he was going on his motorcycle CT Bajaj PB-15U-



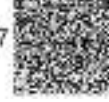
CRM-M-36518-2024

-2-

9159 and when he reached on the *phirni* of Bahadar Khera Road, one motorcycle came from behind on which three persons were riding with muffled faces. They followed him, he tried to call the police on phone and said persons broke his phone by giving blow with a stick. He identified two of the persons as Jaskirtan Singh who was having wooden handle and Angrej Singh alias Vicky who was also holding wooden handle. The complainant protested that why his phone was broken. Unknown person raised *lalkara* to teach him a lesson for levelling allegations regarding misappropriation of money. Jaskirtan Singh gave blow with wooden handle which hit on his left knee. Angrej Singh alias Vicky also gave blow with wooden handle which hit on his left leg. On the alarm raised by him, his brother Ved Parkash reached on the spot by chance and on seeing him, the said persons managed to escape from there. He was admitted in Civil Hospital Abohar and was also admitted in Shri Kailash Multiplex Hospital, Ganganagar. 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 respondent No.2 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, Abohar dated 17.09.2024. Statement of respondent No.2 has been recorded, where he confirmed the compromise with petitioners. He confirmed that this compromise has been effected without any pressure, coercion and undue influence from any side and he has no objection regarding quashing of FIR.

4. Petitioners Jaskirtan Singh and Angrej Singh alias Vicky also



CRM-M-36518-2024

-3-

confirmed this fact in their separate statement. Statement of ASI Lekh Raj is also recorded who further confirmed that accused are not involved or declared as proclaimed offender in any other criminal case.

5. Therefore, from the report of Judicial Magistrate Ist Class, Abohar, it is clear that compromise has been effected between parties without any pressure, coercion or undue influence, which is acceptable to both the parties.

6. Considering all these factors in mind, in the case in hand both parties have mutually settled their dispute. They are residents of same village. 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.0001 dated 04.01.2023, under Sections 341, 323, 325, 427, 34 of IPC, 1860, registered at Police Station Sadar Abohar, District Fazilka (Annexure P-1) and all subsequent proceedings arisen therefrom is quashed qua petitioners.

8. Accordingly, present petition stands accepted.

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

(AMARJOT BHATTI)
JUDGE

27.11.2024.

Sunil Devi

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