

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-47469-2019 (O&M)
Date of decision: 1.4.2024

Ravinder Singh and others
Versus
State of Punjab and another
...Petitioner(s)
...Respondent(s)

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Ishan Khetarpal, Advocate,
for petitioners No.1, 4 and 5.
Mr. Baljinder Singh, DAG, Punjab
Mr. Paras Jhamb, Advocate, for respondent No.2.

KARAMJIT SINGH, J. (Oral)

Prayer in this petition is for quashing of FIR No.63 dated 3.7.2012 registered under Sections 336, 447, 506, 148, 149 IPC abnd Sections 25, 27 of Arms, Act at Police Station Ramdas, District Amritsar Rural on the basis of compromise.

2. The above stated FIR was registered on the statement of the complainant/respondent No.2-Dalwinder Singh against the petitioners.
3. On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.
4. During the course of preliminary hearing, the trial Court/Illaqa Magistrate was directed to record the statements of the all the concerned

parties with regard to genuineness and validity or otherwise of the aforesaid

compromise.

5. In compliance thereof, report from the Court of Judicial Magistrate, 1st Class, Ajnala along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

6. I have heard learned counsel for the parties.

7. Counsel for the parties submit that in the present case, compromise has been effected between petitioners No.1, 4 and 5 and respondent No.2 only and no compromise is effected by the complainant with petitioners No.2 and 3. Even from perusal of the statements which are part of the report submitted by the trial Court, it is evident that the complainant has entered into compromise only with petitioners No.1, 4 and 5. It has also come on record that the aforesaid compromise is genuine and has been effected without any undue influence or coercion.

8. 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 thus, amount to abuse of process of law.

9. For the reasons aforestated and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh v. 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 and FIR No.63 dated 3.7.2012 registered under Sections 336, 447, 506, 148, 149 IPC and Sections 25, 27 of Arms, Act at Police Station Ramdas, District Amritsar

Rural and all the subsequent proceedings are hereby quashed qua petitioners
No.1, 4 and 5.

(**KARAMJIT SINGH**)
JUDGE

April 1, 2024
Paritosh Kumar

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