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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-57727-2023 (O&M)
Date of Decision: 22.04.2024

CHARANDEEP SINGH ALIAS CHARANDEEP SINGH SRA AND
ANOTHER ... PETITIONERS

V/S

STATE OF PUNJAB AND OTHERS

... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. K.S.Brar, Advocate, for the petitioners.
Mr. Davinder Bir Singh, Sr. DAG, Punjab.
Mr. L.S.Mann, Advocate for
Mr. A.S. Jamanda, Advocate for respondent Nos. 2 and 3.
* * *

HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.181 dated 02.09.2020, registered at Police Station Sangat, District Bathinda under Sections 452, 323, 506, 509 and 34 of the IPC (Section 452 IPC deleted later on), on the basis of compromise deed dated 19.10.2023 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioners *inter alia* contends that the FIR was registered on the allegations that there was a scuffle *inter se* petitioners and respondent No.2 on account of some private dispute regarding bills of water works. Now the matter has been amicably resolved as per compromise deed, Annexure P-2. Respondent Nos. 2 and 3 do not want to take any action in the present FIR.

[3] Learned counsel appearing on behalf of respondent Nos. 2 and 3 has confirmed the factum of compromise between the parties.

[4] On 19.12.2023, the parties were directed to appear before the

trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 27.02.2024, received from the learned Judicial Magistrate First Class, Bathinda the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioners have not been declared as "Proclaimed Offender".

[6] Learned State counsel has not raised any objection regarding the acceptance of the present petition.

[7] Keeping in view the facts and circumstances of the case, the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543 and the decision of Hon'ble the Full Bench of this Court in Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[8] Consequently, this petition is allowed and FIR No. 181 dated 02.09.2020, registered at Police Station Sangat, District Bathinda under Sections 452, 323, 506, 509 and 34 of the IPC (Section 452 IPC deleted later on) and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[9] Pending miscellaneous application(s), if any, shall also stand disposed of.

22.04.2024

Janki

(HARPREET KAUR JEEWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No