

2024:PHHC: 027426

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

288

CRM-M-59064-2023

Date of decision: 27.02.2024

VIKRAM SINGH AND OTHERS

... PETITIONER(S)

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Ashik Ali, Advocate
for the petitioner Nos.1, 3 to 5 and 7.

Mr. Abhishek Dhulll, Advocate
for the petitioner Nos.2 and 6.

Mr. Kanwar Sanjiv Kumar, Asstt. A.G., Haryana.

Mr. Abhishek Pundir, Advocate and
Mr. Ravi Malik, Advocate
for respondent Nos.2 and 3.

JASJIT SINGH BEDI, J. (Oral)

The prayer in this petition is for quashing of an FIR No.240 dated 20.08.2021 (Annexure P-1) registered under Sections 148, 149, 308, 323, 324 and 506 of the IPC at Police Station Chhapar, District Yamuna Nagar, Haryana along with all consequential proceedings arising therefrom on the basis of a compromise arrived at between the petitioners and respondent Nos.2 and 3.

Vide order dated 23.11.2023 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded with regard to the compromise dated 25.05.2023 (Annexure P-2).

The Illaqa Magistrate/trial Court was to submit a report in this regard giving certain details as enumerated in the said order.

Pursuant to the order dated 23.11.2023 passed by this Court, the

parties have appeared before the learned Judicial Magistrate Ist Class,Yamuna Nagar at Jagadhri and as per the report dated 12.01.2024 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 complaint 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 learned Judicial Magistrate Ist Class,Yamuna Nagar at Jagadhri accompanied by statements of both the parties, the FIR No.240 dated 20.08.2021 (Annexure P-1) registered under Sections 148, 149, 308, 323, 324 and 506 of the IPC at Police Station Chhapar, District Yamuna Nagar, Haryana along with all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

27.02.2024
Kusum

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