

338 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-61690-2023 (O&M)
Date of Decision: 15.04.2024

RATTAN JEET SINGH @ RATTANJIT SINGH ... PETITIONER
V/S
STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Harshit Joon, Advocate, for the petitioner.
Mr. Rishabh Singla, AAG Punjab.
Mr. Vishal Khatri, Advocate for
Mr. Balrram Prashar, Advocate, for respondent No. 2.
* * *

HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.95 dated 31.05.2023, registered at Police Station Mataur District SAS Nagar, Mohali under Section 354 of the IPC, on the basis of compromise deed dated 28.11.2023 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioner *inter alia* contends that the FIR was registered at the instance of respondent No.2 on the allegation that the petitioner had inappropriately touched her and misbehaved with her. Now with the intervention of the respectables, the said dispute has been amicably settled between the parties and as such, respondent No.2 does not want to take any action in the said FIR.

[3] Learned counsel appearing on behalf of respondent No. 2 has confirmed the factum of compromise between the parties.

[4] On 07.12.2023, 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 03.01.2024, received from the learned

Addl. Chief Judicial Magistrate, Mohali the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioner has 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. 95 dated 31.05.2023, registered at Police Station Mataur District SAS Nagar, Mohali under Section 354 of the IPC and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[9] However, respondent No.2 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise dated 28.11.2023 are violated.

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

15.04.2024

Janki

(HARPREET KAUR JEEWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No