

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

CRM-M-28595-2024(O&M)
Date of decision:25.02.2025

BALWINDER SINGH AND OTHERS

...Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR.JUSTICE KARAMJIT SINGH

Present: Mr. Manish Prabhaker, Advocate
 for the petitioners.

Mr. Ajaib Singh, Addl.AG, Punjab.

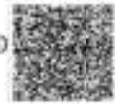
Mr. Vinay Puri, Advocate
for respondents No.2 & 3.

KARAMJIT SINGH, J. (Oral)

Prayer in this petition is for quashing of FIR No.0149 dated 26.12.2023 registered for the offences under Sections 323, 452, 427, 506, 148, 149, 336 IPC and 25 & 27 of Arms Act at Police Station Kathu Nangal, Police District Amritsar Rural District Amritsar on the basis of compromise.

2. The above stated FIR was registered on the statement of the complainant/respondent No.3-Surjit Singh @ Rinku against the petitioners.

3. On notice of motion, respondents No.2 & 3 appeared in the Court through their counsel and pleaded that they have 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/Illaq 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 First Class, Amritsar 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. Learned counsel for the petitioners and for respondents No.2 & 3 are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same 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.0149
dated 26.12.2023 registered for the offences under Sections 323, 452,
427, 506, 148, 149, 336 IPC and 25 & 27 of Arms Act at Police Station
Kathu Nangal, Police District Amritsar Rural District Amritsar and all the
subsequent proceedings are hereby quashed qua the present petitioners.

10. Pending application, if any, also stands disposed of.

25.02.2025
Priyanka Thakur

(KARAMJIT SINGH)
JUDGE

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