



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

(281)

CRM-M-49661-2025

DATE OF DECISION: 01.12.2025

Mangal Singh and another

.....Petitioners

VERSUS

State of Punjab and others

.....Respondents

CORAM HON'BLE MR. JUSTICE SUBHAS MEHLA

Present Mr.Sarabjit Singh, Advocate, for the petitioners.
Mr. Subhash Godara, Addl. AG, Punjab.
Mr. R.P.Kataria, Advocate, for
Mr. G.S.Thind, Advocate,
for respondents no.2 to 4.

SUBHAS MEHLA, J (ORAL)

1. Prayer in this petition is for quashing of FIR No.183 dated 14.07.2019, under Sections 323, 324 and 326 read with Section 34 IPC, registered at Police Station Jandiala Guru, District Amritsar Rural (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 13.08.2025 and affidavits dated 30.08.2025 (Annexures P-2 to P4) arrived at between the parties.

2. Learned counsel for the petitioners contended that the above stated FIR was registered on the statement of the complainant/respondent no.2 Heera Singh; petitioners and respondent no.2 are real brothers; matter has been sorted out between the family members and their statements has already been recorded before the Magistrate and prayed for quashing of the above FIR.

3. On notice of motion, respondents no.2 to 4 complainant/injured



appeared in the Court through his 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. On the other hand, learned State counsel has submitted that charges have been framed and now the case is fixed for prosecution evidence before the trial Court.

5. During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

6. In compliance thereof, report from the Court of learned Judicial Magistrate Ist 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.

7. This Court has heard learned counsel for the parties.

8. Learned counsel for the petitioners and for respondents no.2 to 4 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.

9. In view of above, since the matter is between real brothers which has been amicably settled, 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, amounts to abuse of process of law.



10. For the reasons afore-stated 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.183 dated 14.07.2019, under Sections 323, 324 and 326 read with Section 34 IPC, registered at Police Station Jandiala Guru, District Amritsar Rural (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 13.08.2025 and affidavits dated 30.08.2025 (Annexures P-2 to P4) qua the petitioners are quashed, subject to payment of Rs.10,000/- (Rs.5,000/- each) as cost, to be deposited with Punjab State Legal Services Authority-Disaster Relief Fund, Account No.44426937384, IFSC Code- SBIN0014656, State Bank of India, Sector-68, SAS Nagar (Punjab).

10. Receipt regarding deposit of aforesaid cost be produced before the Court concerned. It is made clear that if cost is not deposited within a period of one month i.e. upto 01.01.2026 present petition shall be deemed to be dismissed.

01.12.2025
mamta

(SUBHAS MEHLA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No