



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

CRM-M-55371-2024
Date of decision: 09.01.2025

Sukhdev Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Prageet Bhardwaj, Advocate for the petitioners.

Mr. J.S. Dhaliwal, AAG, Punjab.

KARAMJIT SINGH, J. (ORAL)

1. Prayer in this petition is for quashing of criminal complaint case CNR No.PBTTA10009652015, registration No.160/2015 dated 06.08.2015, registered under Sections 323, 324, 326, 148, 149 IPC and now under Sections 115(2), 118(1), 118(2), 191(3), 190 of BNS, at Police Station City Harike, Tehsil Patti, District Tarn Taran, on the basis of compromise.

2. The above stated private criminal complaint was filed by respondent No.2 Rattan Singh against the petitioners, in the Court concerned.

3. On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has 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 Ist Class, Patti 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 petitioner(s) and for respondent No.2 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 criminal complaint titled Rattan Singh Vs. Sukhdev Singh and others having CNR No.PBTTA10009652015, registration No.160/2015 dated 06.08.2015, under Sections 323, 324, 326, 148, 149 IPC and now under Sections 115(2), 118(1), 118(2), 191(3), 190 of BNS and all the subsequent proceedings arising thereof are hereby quashed qua the petitioners.

09.01.2025

Yogesh

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned:-
Whether reportable:-

Yes/No
Yes/No