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

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Date of decision : 09.07.2025

Vinod Kumar alias Lalla

..... Petitioner

V/S

State of Punjab and Ors.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Deepak Aggarwal, Advocate for petitioner.

Ms. Amrit Kaur Mahir, AAG, Punjab.

Mr. Akhil Aggarwal, Advocate
for respondents No.2 to 4 (through V.C.).

AMARJOT BHATTI J. (ORAL)

1. Petitioner – Vinod Kumar alias Lalla has filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.31 dated 15.03.2022, registered under Sections 323, 354-D, 452 of IPC 1860 (Section 326 of IPC was added later on), at Police Station City Mohakampura, District Amritsar (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioner, in light of the compromise effected between the parties dated 13.12.2024 (Annexure P-2).

2. As per facts of the case, complainant Raman Chohan gave his statement that his elder sister Poonam Arora was residing near his house and used to go out to bring household articles. On the way, for the last about 8/9 months Lalla son of Vinod resident of same mohalla used to harass his sister. His sister



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disclosed about the conduct of Lalla and the matter was brought to the knowledge of respectables living in the area. They tried to make him understand but there was no change in his behaviour. On 15.03.2022, at about 8:30 PM Lalla again misbehaved with his sister. His brother-in-law Vishal Arora had altercation with him. The complainant also reached the house of his sister. Lalla was armed with *datar* who went towards the house of his sister raising *lalkara*. They tried to save themselves by closing the door but Lalla gave *datar* blow on the gate. He gave another blow which hit on the left hand of his brother-in-law Vishal Arora. As a result, his left thumb was cut. They raised alarm for help. Lalla left the spot with his weapon. His brother-in-law was admitted in the hospital. With these allegations, present FIR has been registered.

3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 23.01.2025, petitioner and respondents No.2 to 4 were directed to appear before the trial Court/Illaq Magistrate for recording their statements on the basis of compromise. Detailed report regarding compromise has been received from the court of Judicial Magistrate Ist Class, Amritsar dated 13.03.2025. Joint statement of respondents No.2 to 4 has been recorded where they confirmed the compromise with petitioner. They confirmed that this compromise has been effected voluntarily, without any coercion or undue influence and they have no objection regarding quashing of FIR.

4. Petitioner- Vinod Kumar alias Lalla also confirmed this fact in his statement. Statement of ASI Sukhdev Singh is also recorded who confirmed that petitioner is not involved or declared as proclaimed offender in any other criminal case.



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5. Therefore, from the report of Judicial Magistrate Ist Class, Amritsar it is clear that the compromise has been effected between the parties without any pressure, coercion or undue influence, which is acceptable to both the parties. Both the parties are residents of same village, it would enable them to live in peace and harmony. They have mutually settled all their disputes. It will end all litigation started between them. No purpose would be served with the continuation of criminal proceedings.

6. Gainful reference can be made to the judgment of Larger Bench of Five Judges of this High Court cited in **2007(3) R.C.R. (Criminal) 1052 tilted as Kulwinder Singh and Ors. Vs. State of Punjab and Anr.,** where it was explained that 'there can never be any hard and fast category which can be prescribed to enable the court to exercise its power under Section 482 of Cr.P.C. The only principle that can be laid down is the one which has been incorporated in the section itself i.e. to prevent abuse of the process of any court or to secure the ends of justice.'

7. Therefore, by relying upon the ratio of the aforesaid judgment, no purpose would be served with the continuation of criminal proceedings. Considering these facts, the petition filed by the petitioner is accepted and FIR No.31 dated 15.03.2022, registered under Sections 323, 354-D, 452 of IPC 1860 (Section 326 of IPC was added later on), at Police Station City Mohakampura, District Amritsar (Annexure P-1) and all subsequent proceedings arisen therefrom are quashed qua petitioner.

(AMARJOT BHATTI)
JUDGE

09.07.2025.

Sunil Devi

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