

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

**CRM-M-15903-2024 (O&M)
Date of Decision:26.08.2025**

JATINDER SINGH @ KALA

...Petitioner

Vs.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Bhupinder Kaur Bhangu, Advocate for the petitioner.
Mr. Sahil Chowdhary, AAG, Punjab.
Ms. Gagandeep Kaur, Advocate for respondent Nos.2 and 3.

ALOK JAIN, J. (Oral)

1. Prayer in the instant petition filed under Section 482 Cr.P.C. is for quashing of FIR No.0026 dated 17.2.2024 (Annexure P-1) under Sections 363 and 366 IPC, registered at Police Station Kotwali Kapurthala, District Kapurthala and all the consequential proceedings arising therefrom on the basis of compromise dated 22.3.2024 (Annexure P-2) effected between the parties.

2. Keeping in view the fact that the parties entered into a compromise, vide order dated 02.04.2024 passed by this Court, directed the parties to appear before the Illaqa Magistrate/trial Court for getting their statements recorded in that regard. Pursuant thereto, a report dated 15.05.2024 has been received from the Judicial Magistrate First Class, Kapurthala (Duty), stating that the compromise arrived at between the parties is voluntary and the same is without any pressure, coercion or undue influence.

3. Learned State Counsel and learned counsel for respondent Nos. 2 and 3 admit the factum of compromise and submits that they have no objection to quashing of the FIR on that basis as petitioner and respondent

No.3 are married and living happily and are also blessed with the child.

4. Perusal of the aforesaid report establishes that the parties have amicably settled their dispute, and continuance of criminal proceedings in such a situation will be an exercise in futility, as the chances of ultimate conviction are bleak. The power under Section 482 Cr.P.C. can be exercised in such matters. It has been held by Supreme Court of India in cases ***Gian Singh v. State of Punjab and another*** 2012(10) SCC 303 and ***Narinder Singh and others v. State of Punjab and another*** 2014(6) SCC 406 that criminal cases having overwhelmingly civil character, particularly those arising out of commercial transactions or matrimonial relationships or family disputes, should be quashed when the parties have resolved their disputes among themselves in a *bona fide* manner.

5. Consequently, this petition is allowed. FIR No.0026 dated 17.2.2024 (Annexure P-1) under Sections 363 and 366 IPC, registered at Police Station Kotwali Kapurthala, District Kapurthala and all the consequential proceedings arising therefrom on the basis of compromise dated 22.3.2024 (Annexure P-2), are hereby quashed *qua* the petitioner, subject to payment of cost of Rs. 10,000/- to be deposited collectively by the petitioner and respondent No. 3 within one month from today in ***Sadhna Society for the Mentally Handicapped, Near Housing Board Chowk, Raen Basera Building, Manimajra, Sector 13, Chandigarh.***

6. Pending applications, if any, shall stand disposed of.

(ALOK JAIN)
JUDGE

26.08.2025

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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No