

265/2.

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

**CRM-M-16435-2016**

Date of decision:07.09.2016

Jugraj Singh and others

... Petitioners

versus

State of Punjab and others

.... Respondents

**CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA**

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Present: Mr. Amit Jain, Advocate,  
for Mrs. Mandeep Kaur Kahlon, Advocate,  
for the petitioners.

Mr. P.S. Madahar, AAG, Punjab.

Mr. Daljeet Singh Kahlon, Advocate,  
for respondents No.2 and 3.

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**HARI PAL VERMA, J.(Oral)**

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.45 dated 30.06.2015 under Sections 323/324/341/379/427/148/149 IPC, registered at Police Station Shri Hargobindpur, Tehsil Batala, District Gurdaspur (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 30.12.2015 (Annexure P-2).

This Court vide order dated 12.05.2016 had directed the parties to appear before the Illaqa Magistrate/trial Court and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Batala and got their statements

submitted the report dated 29.07.2016 to the effect that the compromise between parties has been arrived at voluntary and without undue influence, pressure and or coercion.

Respondent No.2-complainant, namely, Karanpartap Singh has made his statement with regard to the compromise before learned Magistrate on 20.07.2016. The same is being reproduced as under:-

“That the above noted case FIR No.45 of 30.06.2015 u/s 323/324/341/379/427/148/149 Indian Penal Code, Police Station Sri Hargobind Pur was registered on my statement against the accused persons namely Jugraj Singh son of Surinder Singh, Surinder Singh son of Jhirmal Singh, Bikramjit Singh son of Sardool Singh, Mukhtar Singh son of Baldev Singh, Surinder Singh son of Nagina Singh, residents of village Aulkh Khurd, Police Station Sri Hargobind Pur. Now with the intervention of the respectable the matter stand compromised and I have no grudge against the accused persons. Now I have no objection if the present FIR is quashed. I have given this statement without any coercion, pressure and with my own free Will.”

Apart from above, a similar statement has been made by the injured-Prabjot Singh-respondent No.3 whereby he has shown no objection to the FIR being quashed.

Learned State counsel as well as learned counsel for respondents No.2 and 3 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Versus State of Punjab and**

**another 2007 (3) RCR (Criminal) 1052** and approved by the Hon'ble Supreme Court in **Gian Singh Versus State of Punjab and others (2012) 10 SCC 303**, this petition is allowed and F.I.R. No.45 dated 30.06.2015 under Sections 323/324/341/379/427/148/149 IPC, registered at Police Station Shri Hargobindpur, Tehsil Batala, District Gurdaspur (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise/affidavit dated 30.12.2015 (Annexure P-2).

**(HARI PAL VERMA)**  
**JUDGE**

07.09.2016  
sanjeev

Whether speaking/reasoned  
Whether Reportable:

Yes/No.  
Yes/No.