

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

**Crl. Misc. No. M-25701 of 2017
Date of Decision:09.10.2017**

Ranjodh Singh and others Petitioners

Vs.

State of Punjab and another Respondents

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

Present:- Mr. Saurav, Advocate for Mr. Raman Goklaney,
 Advocate for the petitioners.

 Mr. Bhupender Beniwal, AAG, Punjab.

 Mr. Rahul Arora, Advocate for respondent No.2.

Hari Pal Verma, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.268 dated 04.12.2015 under Sections 326, 323, 148 and 149 IPC registered at Police Station Jandiala Guru, Amritsar (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 14.07.2017 (Annexure P-2).

This Court vide order dated 19.07.2017 had directed the parties to appear before the Illaqa Magistrate/Trial Court to get their statements recorded 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, Amritsar and got their statements recorded. On the basis of the statements so recorded, learned

Magistrate has submitted report dated 25.08.2017 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Respondent No.2-complainant, namely, Daler Singh has made his statement with regard to compromise before learned Magistrate on 17.08.2017. The same is reproduced as under:-

“Stated that I have entered into compromise with accused Ranjodh Singh son of Gurmail Singh @ Gurmej Singh, Avtar Singh son of Gurmail Singh @ Gurmej Singh, Sunny @ Charanjit Singh son of Gurbhej Singh, Amarjit Singh son of Bir Singh @ Balbir Singh in case FIR No.268 dated 04.12.2015 under Sections 326, 323, 148, 149 of IPC read at Police Station Jandiala Guru, Amritsar Rural. This compromise is without any fear, pressure, threat or coercion and same is out of my free will. I do not have any objection if the FIR and all consequent proceedings are quashed against all accused.”

Learned State counsel as well as learned counsel for respondent No.2 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.268 dated 04.12.2015 under Sections 326, 323, 148 and 149 IPC registered at Police Station Jandiala Guru, Amritsar (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 14.07.2017 (Annexure P-2).

(HARI PAL VERMA)
JUDGE

09.10.2017
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Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No