

275.

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

**CRM-M-40652-2018**

Date of decision:27.11.2018

GURJINDER SINGH AND ORS

... Petitioners

versus

STATE OF PUNJAB AND ANR

.... Respondents

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

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Present: Mr.Mayank Mathur, Advocate, for the petitioners.

Mr. Jagmohan Ghumman, DAG, Punjab, for respondent No.1.

Mr.Shubhashish Kukreti, Advocate, for respondent No.2.

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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.13 dated 16.03.2018 registered under Sections 325, 506, 147, 149 of IPC at Police Station Sanaur, District Patiala (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 23.08.2018 (Annexure P-2).

This Court vide order dated 17.09.2018 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, Patiala and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

to be genuine and has been effected between the parties voluntarily, without any coercion or undue influence.

Respondent No.2-complainant, namely, Gurjant Singh has made his statement with regard to compromise before learned Magistrate on 12.11.2018. The same is reproduced as under:-

“That the matter has been compromised between me & accused Gurjinder Singh, Gurtej Singh, Gurdeep Singh, Jagjit Singh, Sukhdeep Singh & Karamjit Kaur all R/o Vill. Bhankhar, P.S. Sanour, Distt. Patiala & I do not want to proceed further with the present FIR as such the FIR may kindly be quashed in the interest of justice.”

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.13 dated 16.03.2018 registered under Sections 325, 506, 147, 149 of IPC at Police Station Sanaur, District Patiala (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 23.08.2018 (Annexure P-2).

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

27.11.2018  
sanjeev

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|----------------------------|--------|
| Whether speaking/reasoned? | Yes/No |
| Whether reportable?        | Yes/No |