

**CRM-M-3748-2021 (O&M)
Date of Decision: 29.04.2021****Jatinder Kanda and another****.....Petitioners****Vs.****State of Punjab and another****.....Respondents****CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH****Present:** Mr. Aditya Pal Singla, Advocate, for the petitioners.

Mr. Sandeep Singh Deol, D.A.G., Punjab.

Mr. Lokesh Sharma, Advocate, for
Mr. Madan Bhandari, Advocate, for respondent no. 2.***********AMOL RATTAN SINGH, J. (ORAL)**

Case heard via video conferencing.

By this petition, the petitioners seeks quashing, on the basis of a compromise arrived at between them and respondent no. 2, of FIR no. 0092, dated 14.05.2020, registered at Police Station City Nawanshahr, District SBS Nagar, for the alleged commission of offences punishable under the provisions of Sections 323/452/506/34 of the IPC, as also all other subsequent proceedings arising therefrom. A copy of the compromise deed has been annexed as Annexure P-3 with the petition.

Pursuant to the order dated 29.01.2021, a report of the learned Chief Judicial Magistrate, Shaheed Bhagat Singh Nagar, dated 17.02.2021, is on record, stating to the effect that the complainant in the FIR, i.e. respondent no. 2 Meenu @ Meena Kanda, appeared before that court and suffered a statement to the effect that she has actually entered into a compromise with the accused, i.e. the petitioners, Jatinder Kanda and his wife Babli Kanda; and further, that she has no objection if the FIR in question is quashed by this court.

The petitioners are also stated to have made a similar statement before the learned CJM.

As per the assessment of that court the compromise arrived at between the parties is genuine and voluntary without any coercion or undue influence.

Though on the last date, hearing in this petition had been adjourned on the ground that no power of attorney executed in favour of learned counsel appearing for respondent no. 2 had been filed, which is the position today also, however learned counsel appearing for her today points to the fact that even the original compromise deed notarized on 20.01.2021 has been annexed with the petition as Annexure P-3 and therefore, with the report of the learned Chief Judicial Magistrate being on record to the aforesaid effect, and counsel for whom he is appearing (for respondent no. 2), i.e. Mr. Madan Bhandari, being away to his village on account of some urgent issue, the petition may be decided in terms of the report of the learned CJM, Shaheed Bhagat Singh Nagar.

It is to be noticed that a status report has also been filed on behalf of the respondent-State (which is ordered to be taken on record), wherein it has also been stated that the petitioner and the complainant have settled the matter amicably between them.

Learned State counsel submits that as per his instructions there is no other criminal case registered against the petitioners.

That being so, also looking at the nature of offences involved, with the matter having been amicably settled between the parties, the petition is allowed and FIR no. 0092, dated 14.05.2020, registered at Police Station City Nawanshahr, District SBS Nagar, for the alleged commission of

April 29, 2021
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Whether speaking/reasoned
Whether Reportable

(AMOL RATTAN SINGH)
JUDGE

Yes
No.