

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

(Through Video Conferencing)

CRM-M-8472-2021

Date of Decision: 27.04.2021

FEROZ KHAN AND OTHERS

.....Petitioners

V/s.

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL.

Present: Mr. Tarunveer Vashist, Advocate,
for the petitioners.

Mr. Luvinder Sofat, Assistant Advocate General, Punjab.

Mr. Sailendar Singh Saini, Advocate,
for respondent No.2.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is filed for quashing of FIR No.57, dated 27.10.2020, lodged under Sections 323, 324, 341, 506, 148, 149 of Indian Penal Code 1860 (Sections 325 and 326 of the IPC added later on) registered at Police Station City Ahmedgarh, District Sangrur, Punjab and the consequential proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Vide order dated 24.02.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 24.03.2020 to get their statements recorded regarding the compromise arrived at, between them.

Report dated 25.03.2021 has since been received from learned JMIC, Malerkotla, in pursuance to the direction of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between

the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR *qua* the accused-petitioner is quashed. The trial Court has annexed the statements of the parties in original alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned Judicial Magistrate 1st Class, Jalandhar and the principles laid down by the Apex Court in ***Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

April 27, 2021

Ess Kay

**[MANJARI NEHRU KAUL]
JUDGE**

<i>Whether speaking / reasoned</i>	:	<i>Yes /No.</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>