IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-10627-2021 (O&M)
Decided on : 02.08.2021

HARJIT SINGH

. . . Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL
(Through Video Conferencing)

PRESENT: Mr. Anil Kumar Garg, Advocate
for the applicant-petitioner(s).

Mr. Luvinder Sofat, AAG Punjab.

Mr. Kushagra Mahajan, Advocate for respondent No.2

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MANJARI NEHRU KAUL, J. (Oral)

CRM-20472-2021

The instant application has been filed for advancing the date of hearing of the main petition from 01.10.2021 to an early date of hearing.

For the reasons mentioned in the application, the same is allowed. ***CRM-M-10627-2021*** is taken on board today itself.

CRM-M-10627-2021

Prayer in the instant petition filed under Section 482 CrPC is for quashing of FIR No.0124, dated 07.07.2018, under Sections 342, 323, 325, 498-A and 506 of the IPC registered at Police Station Division No.3, District Police Commissionerate Ludhiana and the consequential proceedings arising out of the same, on the basis of compromise (Annexure P-2) arrived at, between the parties.

For Subsequent orders see CRM-37584-2021

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Vide order dated 09.03.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on 31.03.2021 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from the learned JMIC Ludhiana in pursuance to the direction of this Court. 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. The trial Court has annexed the copy of statements of the parties along with its report.

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

In view of the report of the Ld. JMIC Ludhiana 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.

(MANJARI NEHRU KAUL)
JUDGE

August 02, 2021
S.Sharma(syr)

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No

For Subsequent orders see CRM-37584-2021

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