

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

265

**CRM-M-17008-2021
Date of decision: 07.12.2021**

Jagdeep @ Jajj Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Karamjit Singh Maangat, Advocate
for the petitioners.

Ms. Jaspreet Kaur, AAG, Punjab
for respondent No.1-State.

Mr. Varinder Basa, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.257, dated 29.08.2020, lodged under Sections 354-A, 342 and 34 IPC (Section 201 IPC added lateron) registered at Police Station Beas, District Amritsar and the consequential proceedings arising out of the same, on the basis of compromise dated 06.04.2021 (Annexure P-2) arrived at, between the parties.

Learned counsel for the petitioner submits that on account of some misunderstanding and trivial dispute between the parties, the FIR in question came to be registered, however, subsequently with the intervention of the respectables, the matter was amicably settled between them.

Mr. Varinder Basa, Advocate has filed his power of attorney on behalf of respondent No.2 which is taken on record subject to all just exceptions. He does not dispute the submissions made by

counsel opposite and has admitted the factum of compromise having indeed been arrived at between the parties.

Vide order dated 23.08.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on 23.09.2021 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Judicial Magistrate, Ist Class, Baba Bakala Sahib, 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 she would have no objection if the FIR *qua* the accused-petitioners is quashed.

The trial Court has annexed the copies of statements of the parties 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, Ist Class, Baba Bakala Sahib 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.

07.12.2021

Vinay

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No