

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

125

CRM-M-24239-2020 (O&M)

Decided on : 15.09.2021

RAHUL AND ORS

... Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

... Respondent(s)

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

PRESENT: Mr. Upender Prasher, Advocat for the applicant-petitioner(s).

Mr. Luvinder Sofat, AAG Punjab.

Ms. Poonam Tara, Advocate for respondent No.2.

MANJARI NEHRU KAUL, J. (Oral)

CRM-28910-2021

The instant application has been filed for advancing the date of hearing in the main petition from 26.11.2021 to an early date of hearing.

For the reasons mentioned in the application, same is allowed.

Main case i.e., ***CRM-M-24239-2020*** is taken on board today itself.

CRM-M-24239-2020

The instant petition is filed under Section 482 CrPC for quashing of FIR No.165 dated 02.06.2020 under Sections 323, 354, 354-A, 452, 506 and 34 of the IPC, registered at Police Station Sadar, District Amritsar and all the consequential proceedings arising therefrom on the basis of compromise.

Vide order dated 08.12.2020 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 15.12.2021 to get their statements recorded regarding the compromise

arrived at, between them.

Report has since been received from the learned Additional Chief Judicial Magistrate, Amritsar, 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 copies 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 learned Additional Chief Judicial Magistrate, Amritsar, 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

September 15, 2021
S.Sharma(syr)

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