

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-30596-2021

Date of Decision: 08.11.2021

Harbhajan Singh and another

.... Petitioners

Versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: - Mr. Arshdeep Singh, Advocate for the petitioners.

Mr. K.S. Aulakh, Deputy Advocate General, Punjab.

Mr. Govind Rana, Advocate for respondent No. 2.

ASHOK KUMAR VERMA, J. (ORAL)

Prayer in the instant petition under Section 482 Cr.P.C. has been made for quashing FIR No. 0055 dated 21.02.2021 (Annexure P-1) registered under Sections 380, 457, 447, 511, 506 read with Section 34 IPC (Section 436 IPC added later on) at Police Station Division-B, District Police Commissionerate, Amritsar and all the subsequent proceedings arising therefrom, on the basis of compromise dated 08.06.2021 (Annexure P-2), effected in between the parties.

Pursuant to orders dated 04.08.2021, of this Court, the parties appeared before the Judicial Magistrate Ist Class, Amritsar, on 27.08.2021 to get their statements recorded. Learned Judicial Magistrate Ist Class, Amritsar, submitted her report along with copies of statements of the parties vide letter No. 616 dated 17.09.2021, duly forwarded by the learned District and Sessions Judge, Amritsar, vide Endst. No. 8943R

dated 20.09.2021.

According to the report, learned Judicial Magistrate Ist Class, Amritsar, is satisfied that compromise effected between the parties is without any pressure, duress, inducement and threat of any kind from any corner voluntarily with their free will. There is no other accused except petitioners, namely; Harbhajan Singh and Jarmanjit Singh and they have never been declared as proclaimed offender.

Considering the report of Judicial Magistrate Ist Class, Amritsar, dated 17.09.2021 and the fact that the compromise will bring peace and harmony between the parties, aforesaid FIR No. 0055 dated 21.02.2021 (Annexure P-1) and all subsequent proceedings arising therefrom, are quashed, qua the petitioners only.

Disposed of, accordingly

November 08, 2021

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(ASHOK KUMAR VERMA)

JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No