

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

263

CRM-M-28823-2020

Date of decision: 07.12.2021

Satvinderpal Singh @ Pal SinghPetitioner
Versus
State of Punjab and anotherRespondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Gopal Singh Nahel, Advocate
for the petitioner.

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

Mr. R.S. Sidhu, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.126, dated 07.11.2019, lodged under Sections 366 and 279 IPC and Sections 30/54/59 of the Arms Act, 1959 registered at Police Station Khanauri, District Sangrur and the consequential proceedings arising out of the same, on the basis of compromise (Annexure P-3) arrived at, between the parties.

Learned counsel for the petitioner contends that it is a case of version and cross-version wherein subsequent to the registration of the FIR in question, the parties have arrived at an amicable settlement. It has been submitted that the cross-version i.e. DDR No.18 dated 14.01.2020 already stands quashed on the basis of compromise arrived at between the parties.

Vide order dated 23.09.2020 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate within a period of 30 days to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Sub-Divisional Judicial Magistrate, Moonak, 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 a 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 copies of statements of the parties alongwith 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 Sub-Divisional Judicial Magistrate, Moonak 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