

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

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**CRM-M-33527-2020
Decided on : 07.01.2021**

Jatinder Singh & Others

. . . Petitioner

Versus

State of Punjab & Another

. . . Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Daljeet Singh Kahlon, Advocate
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

Mr. Manpreet Singh, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of cross case DDR No.10, dated 04.08.2019, under Sections 323, 324, 148, 149 IPC in FIR No.0089, dated 22.07.2019, registered at P.S. Shri Hargobindpur, Tehsil Batala, District Gurdaspur and all the consequential proceedings arising out of the same, on the basis of compromise arrived at, between the parties.

Vide order dated 27th October, 2020 of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial Court on 01.12.2020, to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from the learned JMIC, Batala, 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 copy of the statements of the parties, along with 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 JMIC, Batala 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

January 07, 2021
J.Ram/S.Sharma

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>