

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

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**CRM-M-42502-2021
Decided on : 01.12.2021**

Aman and others

. . . Petitioner(s)

Versus

State of Punjab and others

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Ms. Shikha Khullar, Advocate for
Mr. Harmanpreet Singh, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Harinder Pal Singh, Advocate
for the respondent(s).

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of DDR No. 44, dated 28.08.2021, under Sections 323, 324, 148, 149 of IPC, registered at Police Station City Hoshiarpur, District Hoshiarpur in case FIR No. 160, dated 25.08.2021, under Sections 452, 451, 354, 324, 323, 427, 506, 148, 149 of IPC, registered at Police Station City Hoshiarpur, District Hoshiarpur and all the consequential proceedings arising out of the same, on the basis of compromise dated 02.09.2021 (Annexure P-1).

Learned counsel for the parties submit that it was a case of version and cross version, wherein, on account of a trivial dispute and misunderstanding between the parties, the occurrence in question took place. However, subsequently the matter has been compromised between the parties and they have arrived at an amicable settlement vide Annexure P-1.

Vide order dated 11th October, 2021, of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial Court on 08th November, 2021, to get their statements recorded, regarding the compromise arrived at, between them.

Report has since been received from the learned CJM,

Hoshiarpur, 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 she would have no objection if the DDR *qua* the accused-petitioners is quashed. The trial Court has annexed the photocopies 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 the respondents are the only aggrieved person in the DDR in question.

In view of the report of the learned CJM, Hoshiarpur, 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 DDR 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

December 01, 2021

J.Ram

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