

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

235

**CRM-M-42324-2019 (O&M)
Decided on : 17.12.2021**

Pritam Singh and others

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Arjun Veer Sharma, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Naveen Sharma, Advocate, for respondent No.2.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No. 58, dated 03.05.2010, under Sections 447, 511, 323, 324, 354, 506, 427, 148, 149 of IPC and under Sections 25, 27, 54, 59 of the Arms Act, 1959, registered at Police Station Laddowal, District Ludhiana (Annexure P-1) and all the consequential proceedings arising out of the same, on the basis of compromise dated 18.09.2019 (Annexure P-2).

Learned counsel for the petitioners submits that the parties are closely related to each other and it was on account of some family dispute pertaining to their land that the FIR in question came to be registered. However, subsequently with the intervention of the elders and family members, the parties have amicably settled their dispute vide compromise dated 18.09.2019 (Annexure P-2).

Learned counsel for the respondents has not disputed the aforesaid fact.

Vide order dated 02nd November, 2021, of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial

Court on 25th November, 2021, to get their statements recorded, regarding the compromise arrived at, between them.

Report has since been received from the learned JMIC, Ludhiana, 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 the statements of the parties in original along with its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondents No.2 & 3 are the only aggrieved person in the FIR in question.

In view of the report of the learned JMIC, Ludhiana, 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

December 17, 2021

J.Ram

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