

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

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**CRM-M-18770-2019
Decided on : 04.03.2022**

Gurkirat Singh @ Suraj Bajwa and others

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Satpreet Grewal Kapila, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab.

Ms. Jagjeet Grewal, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No. 0012, dated 23.01.2019, under Sections 452, 324, 323, 354, 506, 427, 148, 149 of IPC, registered at Police Station Dassuya, District Hoshiapur (annexed as Annexure P-1) and all the consequential proceedings arising out of the same, on the basis of compromise dated 13.04.2019 (annexed as Annexure P-2), arrived at between the parties.

Learned counsel for the petitioners submits that it was on account of misunderstanding between the parties that the FIR in question came to be registered. However, subsequently, with the intervention of the respectables and relatives, the parties had ironed out their differences and arrived at an amicable settlement vide compromise dated 13.04.2019 (Annexure P-2).

Vide order dated 08th May, 2019, of the coordinate Bench of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial Court on 23rd May, 2019, to get their statements recorded,

regarding the compromise arrived at, between them.

Report has since been received from the learned SDJM, Dasuya, 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 to 4 are the only aggrieved person in the FIR in question.

In view of the report of the learned learned SDJM, Dasuya, and the principles laid down by the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and in *Narinder Singh and others Vs. State of Punjab and another, 2014(2) R.C.R. (Criminal) 482*, 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

March 04, 2022

J.Ram

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