

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M 40799 of 2022

Date of Decision: 18.11.2022

Sanjeev Kumar and Ors

.....*Petitioners*

Versus

State of Punjab and Ors.

.....*Respondents*

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Mr. J.S. Lalli, Advocate for the petitioners.

Mr. Karandeep Sharma, AAG, Punjab.

Mr. A.S. Jawanda, Advocate for respondent Nos.2 to 5.

GURBIR SINGH, J (ORAL)

Petitioners have filed this petition under Section 482 Cr.P.C. for quashing of DDR No.31, dated 09.01.2018, under Sections 323, 324, 341, 148, 149, 506 IPC registered at P.S. Shimlapuri, District Police Commissionerate, Ludhiana (Annexure P-2) arising out of FIR No.10 dated 07.01.2018 under Sections 323, 341, 506 (added later on), 148, 149 of IPC, P.S. Shimlapuri, District Ludhiana (Annexure P-1), and all other consequential proceedings arising therefrom, as the matter stands amicably settled in terms of compromise dated 22.07.2022 (Annexure P-3).

Learned State counsel submits, on instructions that statements of Jatinder Singh and Sukhwinder Kaur were not required in this case.

Vide order dated 08.09.2022, the parties were directed to appear before the trial Court/Ilqa Magistrate on 29.09.2022 for getting their statements recorded with regard to the compromise and the learned Magistrate was directed to send a report about the genuineness and veracity of the compromise.

A report dated 16.11.2022 of learned JMIC, Ludhiana, has been received. As per the report, the parties had appeared before learned Magistrate and got recorded their statements regarding compromise. Learned Magistrate has stated that he is of the considered view that the compromise between the parties is valid, genuine, voluntary and without any coercion or undue influence.

Accordingly, the present petition is allowed. DDR No.31, dated 09.01.2018, under Sections 323, 324, 341, 148, 149, 506 IPC registered at P.S. Shimlapuri, District Police Commissionerate, Ludhiana (Annexure P-2) arising out of FIR No.10 dated 07.01.2018 under Sections 323, 341, 506 (added later on), 148, 149 of IPC, P.S. Shimlapuri, District Ludhiana (Annexure P-1), along with all subsequent proceedings arising therefrom, are hereby quashed qua the petitioners.

November 18, 2022
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(GURBIR SINGH)
JUDGE

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