

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-50851-2021

Date of Decision: 07.02.2022

Kewal Singh and othersPetitioners

Versus

The State of Punjab and another Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

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(through video conferencing)

Present: Mr. L.S.Lakhanpal, Advocate
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Paras Jagga, Advocate
for respondent No.2.

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MANJARI NEHRU KAUL, J. (Oral)

Prayer in the instant petition is for quashing of FIR No.62 dated 19.08.2021 under Sections 354/498-A/406/506 IPC registered at Police Station Bhaini Mian Khan, District Gurdaspur, along with all subsequent proceedings arising therefrom on the basis of compromise dated 06.10.2021 (Annexure P-2) arrived at between the parties.

Vide order dated 06.12.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 06.01.2022 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Judicial

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. 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, alongwith its report.

Learned State counsel, on instructions from ASI Ravinder Singh, 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 Judicial Magistrate, Ist Class, Gurdaspur, 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 *Narinder Singh and others Vs. State of Punjab and another, 2014(2) RCR (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.

07.02.2022
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(MANJARI NEHRU KAUL)
JUDGE

Note: Whether speaking/reasoned
Whether Reportable:

Yes / No
Yes / No