

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

282

CRM-M-1671-2023

Date of decision: 17.08.2023

Mohammad Jamil and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present : Mr. Amit Kumar, Advocate for  
Mr. Mohit Kumar, Advocate  
for the petitioners.

Mr. Subhash Godara, Addl. A.G., Punjab  
for respondent No.1-State.

Mr. Gaganpreet S. Aujla, Advocate for  
Mr. H.S. Mann, Advocate  
for respondents No.2 and 3.

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**MANJARI NEHRU KAUL, J. (ORAL)**

1. The instant petition is for quashing of FIR No.0219 dated 29.12.2019 under Sections 323, 341, 506, 148 and 149 of the IPC registered at Police Station Amargarh, District Malerkotla and all consequential proceedings arising out of the same, on the basis of compromise dated 15.12.2022 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 12.01.2023/25.05.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Malerkotla, in pursuance of the directions 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 complainants have also made statements to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed the statements of the parties in original, alongwith its report.

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

6. In view of the report of the learned Judicial Magistrate Ist Class, Malerkotla 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.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

17.08.2023

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(MANJARI NEHRU KAUL)  
JUDGE

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No