

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

CRM-M No.1963 of 2023

Date of decision: 12th April, 2023

Gursewak Singh & others

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Neeraj Madaan, Advocate for the petitioners.

Mr. Amit Rana, Sr. Deputy Advocate General, Punjab
for the respondent No.1/State.

Mr. Vaibhav Nagori, Advocate for
Mr. Jasmeet S. Ghumman, Advocate
for respondents No.2 & 3.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. for quashing FIR No.106 dated 12.07.2020 (Annexure P-1) under Sections 420, 406, 120-B IPC pertaining to Police Station City Jalalabad, District Fazilka along with all consequential proceedings arising therefrom on the basis of compromise dated 19.08.2022 (Annexure P-2) effected between the parties.

Vide order dated 13.01.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 14.02.2023 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Sub Divisional Judicial Magistrate, Jalalabad (West), in pursuance of 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 he would have no objection if the FIR qua the accused-petitioners is quashed.

The trial Court has annexed copy of the statements of the parties, alongwith its report.

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.

In view of the report of the learned Sub Divisional Judicial Magistrate, Jalalabad (West) 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 v. 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

April 12, 2023
rps

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