

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

1. CRM-M No.4831 of 2023

Prabhdeep Singh @ Happy

... Petitioner

Versus

State of Punjab & others

... Respondents

2. CRM-M No.5542 of 2023

Gurveer Singh @ Gopi & others

... Petitioners

Versus

State of Punjab & others

... Respondents

Date of decision: 12th December, 2023

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Devansh Gupta, Advocate for
Mr. Rahul Arora, Advocate
for the petitioners in CRM-M No.4831 of 2023;
for respondents No.2 and 3 in CRM-M No.5542 of 2023.

Mr. Jasmeet S. Ghuman, Advocate
for the petitioners in CRM-M No.5542 of 2023;
for respondents No.2 to 4 in CRM-M No.4831 of 2023.

Mr. Sandeep Kumar, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. Both the petitions detailed hereinabove have been filed under Section 482 Cr.P.C. for quashing of FIR No.85 dated 18.08.2022 under Sections 307, 326, 323, 324, 506, 148, 149 IPC as well as DDR No.29 dated 19.08.2022 under Sections 323, 341, 506, 34 IPC (Section 325 IPC added later on), as a cross-version to the above said FIR, registered at

Police Station Bilga, District Jalandhar Rural along with all consequential proceedings arising therefrom on the basis of compromise dated 23.09.2022 effected between the parties.

2. Vide orders dated 03.07.2023 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, 1st Class, Phillaur, 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.

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

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

6. In view of the report of the learned Judicial Magistrate, 1st Class, Phillaur 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, coupled with the fact that it is a case of version and cross-version where both the parties received injuries at the hands of each other, which is not disputed by the learned State counsel, the instant petitions are allowed. The aforesaid FIR/DDR and all consequential proceedings arising out of it qua the petitioners, are quashed.

7. 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

December 12, 2023

rps

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