

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

292

CRM-M-14382-2023

Date of Decision:17.07.2023

Karanbir Singh and Others
Vs.

.....Petitioners

State of Punjab and Another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Angel Walia, Advocate
for the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Atul Sharma, Advocate &
Mr. Varinder Singh Sainsla, Advocate
for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.179 dated 26.10.2017 registered under Sections 324/34 of the IPC (Section 326 of the IPC added later on) registered at Police Station Ajnala, District Amritsar and all subsequent proceedings arising therefrom on the basis of compromise dated 04.03.2023 (Annexure P-5).

This Court vide order dated 21.03.2023 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before Learned Sub Divisional Judicial Magistrate and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has

submitted report dated 18.04.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and F.I.R. No.179 dated 26.10.2017 registered under Sections 324/34 of the IPC (Section 326 of the IPC added later on) registered at Police Station Ajnala, District Amritsar and all subsequent proceedings arising therefrom on the basis of compromise dated 04.03.2023 (Annexure P-5), are quashed qua the petitioners.

July 17, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No