

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

262 (02 cases)

CRM-M-15421-2023
Date of Decision:31.07.2023

Amrik Singh and Others	Petitioners
Vs.	
State of Punjab and Another	Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Piyush Setia, Advocate
for the petitioners.

Mr. M.S. Nagra, AAG, Punjab.

Mr. Shubham Goyal, Advocate
for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of cross case vide GD No.34 dated 14.06.2022 registered under Sections 323, 324/34 of the IPC registered at Police Station Kartarpur, District Jalandhar in F.I.R. No.101 dated 13.06.2022 registered under Sections 341, 323, 324, 326, 307/34 of the IPC registered at Police Station Kartarpur, District Jalandhar and all subsequent proceedings arising therefrom on the basis of compromise dated 15.02.2023 (Annexure P-3).

This Court vide order dated 19.04.2023 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 Additional Sessions Judge and got their statements recorded. On the

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basis of the statements so recorded, Learned Additional Sessions Judge has submitted report dated 28.07.2023 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 cross case vide GD No.34 dated 14.06.2022 registered under Sections 323, 324/34 of the IPC registered at Police Station Kartarpur, District Jalandhar in F.I.R. No.101 dated 13.06.2022 registered under Sections 341, 323, 324, 326, 307/34 of the IPC registered at Police Station Kartarpur, District Jalandhar and all subsequent proceedings arising therefrom on the basis of compromise dated 15.02.2023 (Annexure P-3), are quashed qua the petitioners.

July 31, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

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