

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

247

CRM-M-23290 of 2022

Date of Decision: 06.02.2023

Surjeet Singh and others

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. H.S. Aujla, Advocate for
Mr. Ajay Pal Singh, Advocate for
the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Sandeep Godara, 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.169 dated 30.12.2019 registered under Sections 323, 324, 452 & 34 of the Indian Penal Code, 1860 (Section 326 of the Indian Penal Code, 1860 added later on) registered at Police Station Dina Nagar, District Gurdaspur and all subsequent proceedings arising therefrom on the basis of compromise dated 11.05.2022 as (Annexure P-2).

This Court vide order dated 26.05.2022 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 Judicial Magistrate First Class, Gurdaspur and got

their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 25.08.2022 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.169 dated 30.12.2019 registered under Sections 323, 324, 452 & 34 of the Indian Penal Code, 1860 (Section 326 of the Indian Penal Code, 1860 added later on) registered at Police Station Dina Nagar, District Gurdaspur and all subsequent proceedings arising therefrom on the basis of compromise dated 11.05.2022 as (Annexure P-2), are quashed.

February 06, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No