

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.24622 of 2022

Date of decision: 12th April, 2023

Nasib Singh @ Kala & others

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Tanmoy Gupta, Advocate for the petitioners.

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

Mr. Manav Bajaj, Advocate for respondents No.2 to 7.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. for quashing FIR No.160 dated 23.04.2020 (Annexure P-1) under Sections 323, 325, 341, 506, 148, 149 IPC registered at Police Station Sohana, District S.A.S. Nagar along with all consequential proceedings arising therefrom on the basis of compromise dated 25.05.2022 (Annexure P-2) effected between the parties.

Vide order dated 31.05.2022 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 05.07.2022 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Additional Sessions Judge, SAS Nagar, 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, along with its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondents No.2 to 7 are the only aggrieved persons in the FIR in question.

In view of the report of the learned Additional Sessions Judge, SAS Nagar 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