

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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276

CRM-M-23957-2023

Date of Decision:16.08.2023

Raj Singh and Others

.....Petitioners

Vs.

State of Punjab and Others

.....Respondents

**CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present:- Mr. Kuldip Singh, Advocate  
for the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Nitish, Advocate for  
Mr. Hoshier Singh, Advocate  
for respondent Nos.2 & 3.

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**DEEPAK GUPTA, J.**

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0049 dated 27.03.2021 registered under Sections 324, 323, 148, 149, 427, 379-B of the IPC (Sections 326, 325 of the IPC added later on) registered at Police Station Vairo Ke, District Fazilka and all subsequent proceedings arising therefrom on the basis of compromise/affidavit dated 09.02.2023 (Annexure P-3).

This Court vide order dated 11.05.2023 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 09.06.2023 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 Nos.2 & 3 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.0049 dated 27.03.2021 registered under Sections 324, 323, 148, 149, 427, 379-B of the IPC (Sections 326, 325 of the IPC added later on) registered at Police Station Vairo Ke, District Fazilka and all subsequent proceedings arising therefrom on the basis of compromise dated 09.02.2023 (Annexure P-3), are quashed qua the petitioners.

August 16, 2023  
Neetika Tuteja

( DEEPAK GUPTA )  
JUDGE

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|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |