

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

1. CRM-M No.26092 of 2023

Joginder Singh & another

... Petitioners

Versus

State of Punjab & another

... Respondents

2. CRM-M No.26220 of 2023

Chamkaur Singh & others

... Petitioners

Versus

State of Punjab & another

... Respondents

Date of decision: 18th October, 2023

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Preetwinder S. Dhaliwal, Advocate
for the petitioners in CRM-M No.26092 of 2023; and
for respondent No.2 in CRM-M No.26220 of 2023.

Mr. Supneet Singh, Advocate for
Mr. Sandeep Siwach, Advocate
for the petitioners in CRM-M No.26220 of 2023; and
for respondent No.2 in CRM-M No.26092 of 2023.

Mr. Mohit Kapoor, Addl. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. Both the instant petitions, detailed herein above, have been filed under Section 482 Cr.P.C. for quashing FIR No.20 dated 07.03.2023 under Sections 307, 324, 323 and 34 IPC as well as DDR No.15 dated 25.03.2023 under Sections 326, 324, 323 and 34 IPC being a cross version, registered at Police Station Rureke Kalan, District Barnala along with all

consequential proceedings arising therefrom on the basis of compromise dated 15.05.2023 effected between the parties.

2. Vide order dated 20.07.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on 31.08.2023 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate 1st Class, Barnala, 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/DDR qua the accused-petitioners is quashed.

4. The trial Court has annexed the statements of the parties in original, alongwith its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR/DDR in question.

6. In view of the report of the learned Judicial Magistrate 1st Class, Barnala 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 petitions are allowed. The aforesaid FIR/DDR and all consequential proceedings arising out of it qua the petitioners, are quashed.

7. 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

October 18, 2023

rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No