

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-26678-2023

Date of Decision:18.09.2023

Harmesh Singh and Others

.....Petitioners

Vs.

State of Punjab and Others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- None.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0092 dated 06.10.2018 registered under Sections 324, 341, 148, 149 of the IPC (Sections 326 & 201 of the IPC added later on) registered at Police Station Mehal Kalan, District Barnala and all subsequent proceedings arising therefrom on the basis of compromise dated 10.11.2022 (Annexure P-2).

This Court vide order dated 25.05.2023 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 Judicial Magistrate 1st Class and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 15.06.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Status report by way of an affidavit of Shri Kanwalpal Singh,

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Deputy Superintendent of Police, Sub Division, Mehal Kalan, District Barnala has been filed on behalf of respondent No.1- State.

Nobody is appearing on behalf of parties as lawyers are abstaining from work.

Since statement of parties with regard to compromise have already been recorded as per report received from Court concerned, 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.0092 dated 06.10.2018 registered under Sections 324, 341, 148, 149 of the IPC (Sections 326 & 201 of the IPC added later on) registered at Police Station Mehal Kalan, District Barnala and all subsequent proceedings arising therefrom on the basis of compromise dated 10.11.2022 (Annexure P-2), are quashed qua the petitioners.

September 18, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

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