

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

\*\*\*\*

**246**

**CRM-M-28601-2022**

**Date of Decision: 13.02.2023**

**Sukhwinder Singh @ Gaggad Singh and ors.**

**.....Petitioners**

**Vs.**

**State of Punjab and ors.**

**.....Respondents**

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

Present:- Mr. Gurpal Singh Sandhu, Advocate  
for the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Shivender Pal Singh, Advocate for  
Mr. K.S. Brar, 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.123 dated 31.05.2022 registered under Sections 451, 323, 324, 506, 148, 149 of the Indian Penal Code, 1860 registered at Police Station City Sri Muktsar Sahib, District Sri Muktsar Sahib and all subsequent proceedings arising therefrom on the basis of compromise and affidavit dated 21.06.2022 as (Annexure P-2).

This Court vide order dated 07.07.2022 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 Chief Judicial Magistrate, Sri Muktsar Sahib and got their statements recorded. On the basis of the statements so recorded,

Learned Magistrate has submitted report dated 18.08.2022 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 counsels 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.123 dated 31.05.2022 registered under Sections 451, 323, 324, 506, 148, 149 of the Indian Penal Code, 1860 registered at Police Station City Sri Muktsar Sahib, District Sri Muktsar Sahib and all subsequent proceedings arising therefrom on the basis of compromise and affidavit dated 21.06.2022 as (Annexure P-2), are quashed.

**February 13, 2023**

Neetika Tuteja

**( DEEPAK GUPTA )  
JUDGE**

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