

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

1. CRM-M No.26647 of 2020 (O&M)

Yadwinder Singh @ Yadi & others

... Petitioners

Versus

State of Punjab & another

... Respondents

2. CRM-M No.38345 of 2023 (O&M)

Harnek Singh

... Petitioner

Versus

State of Punjab & another

... Respondents

Date of decision: 31st October, 2023

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. P.S. Dhaliwal, Advocate for the petitioners.

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

Mr. K.S. Siwach, Advocate for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. Both the petitions detailed hereinabove have been filed for quashing FIR No.102 dated 17.08.2020 (Annexure P-1) under Sections 307, 148, 149 IPC and Section 27 of the Arms Act, 1959 registered at Police Station Bhadaur, District Barnala along with all consequential proceedings arising therefrom on the basis of compromise dated 25.08.2020 (Annexure P-2) effected between the parties.

2. Vide separate orders dated 25.08.2022 and 07.08.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate 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 qua the accused-petitioners is quashed.

4. The trial Court has annexed copy of the statements of the parties, 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 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

