

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

246

CRM-M-33884-2021

Date of decision: 28.02.2023

Kuljit Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Naveen Bawa, Advocate
for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab
for respondent No.1-State.

Ms. Nandini Sharma, Advocate for
Mr. Umesh Aggarwal, Advocate
for respondents No.2 to 4.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.372 dated 16.10.2014 under Sections 323, 324, 506, 148 and 149 of the IPC (Section 326 of the IPC added later on) registered at Police Station Civil Lines, District Amritsar City and the consequential proceedings arising out of the same, on the basis of compromise dated 10.06.2021 (Annexure P-2) arrived at, between the parties.

Vide order dated 23.08.2021 of this Court, the parties were directed to appear before the learned Trial Court/Illaq Magistrate on 16.09.2021 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Judicial Magistrate, 1st Class, Amritsar, in pursuance of the directions 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 complainants have also made statement to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

The Trial Court has annexed copies of the statements of the parties alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondents No.2 to 4 are the only aggrieved persons in the FIR in question.

In view of the report of the learned Judicial Magistrate, 1st Class, Amritsar 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 Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

28.02.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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