

CRM-M-32502-2022

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

CRM-M-32502-2022

Date of Decision: January 06, 2023

Dilbag Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. J.S. Thind, Advocate for the petitioners.

Mr. P.S. Pandher, AAG, Punjab.

Mr. Nagar Singh, Advocate for

Mr. Shubham, Advocate for respondent Nos.2 and 3.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.80 dated 03.05.2022, registered under Sections 324, 326, 506 and 34 IPC at Police Station Ajnala, District (Rural) and all subsequent proceedings arising therefrom on the basis of compromise and affidavits (Annexures P-2 to P-4).

This Court vide order dated 27.07.2022 had directed the parties to appear before the trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Sub Divisional Judicial Magistrate, Ajnala and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 12.10.2022 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Respondent No.2-complainant, namely, Harbhajan Kaur and respondent No.3-victim, namely Sarabjit Kaur had made their statements with regard to compromise before learned Magistrate on 30.09.2022.

Learned State counsel as well as learned counsel for respondent Nos.2 and 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.80 dated 03.05.2022, registered under Sections 324, 326, 506 and 34 IPC at Police Station Ajnala, District (Rural) and all subsequent proceedings arising therefrom on the basis of compromise and affidavits (Annexures P-2 to P-4), are quashed.

January 06, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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