

[253] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32491-2023
Date of Decision :20.12.2023

Harjinder Pal and others ...Petitioners

versus

State of Punjab and anotherRespondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : Ms. Meena, Advocate for
Mr. Amit Arora, Advocate
for the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Jagjeet Singh, Advocate
for respondent No.2.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0004 dated 07.01.2023, registered under Sections 336, 506, 148, 149 of IPC, 1860 and Sections 25 & 27 of Arms Act, 1959 at Police Station Bhikhiwind, District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2).

[2] This Court vide order dated 17.07.2023 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 report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Patti, and got their statements recorded.

report dated 02.09.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

[4] Statement of Respondent No.2-complainant, namely, Lalli with regard to compromise was recorded before learned Magistrate on 01.12.2023.

[5] Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

[6] 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.0004 dated 07.01.2023, registered under Sections 336, 506, 148, 149 of IPC, 1860 and Sections 25 & 27 of Arms Act, 1959 at Police Station Bhikhiwind, District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

20.12.2023
'Rajneesh'

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