

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

293

2023:PHHC:145599

CRM-M-32408-2023

Date of decision: November 16th, 2023

Milan Verma and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Saurabh Kapoor, Advocate
for the petitioners.

Ms. Kanica Sachdeva, Assistant Advocate General,
Punjab.

Mr. D.P. Singh, Advocate
for respondents No.2 to 4.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in the instant petition is for quashing of FIR No.028 dated 16.03.2017 under Sections 323/341/506/427/148 of the IPC (Sections 324/509 of the IPC added later on) registered at Police Station PAU, District Ludhiana, along with all consequential proceedings arising therefrom on the basis of compromise dated 18.11.2022 (Annexure P-2).

2. Vide order dated 14.09.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 16.10.2023 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate 1st Class, Ludhiana, 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 private respondents have also made statement to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The trial Court has annexed the statements of the parties in original, along with its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and the private respondents are the only aggrieved persons in the FIR in question.

6. In view of the report of the learned Judicial Magistrate 1st Class, Ludhiana, 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.

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

November 16th, 2023
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No