

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

CRM-M-43079 of 2021

Date of Decision: February 22, 2023

Darshan Singh and others ...Petitioners
Versus
State of Punjab and another ...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Balraj Singh Sidhu, Advocate
for the petitioners.

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

Mr. G.S. Saini, Advocate for respondent
No.2.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of DDR No.25 dated 25.03.2021 under Sections 324, 34 IPC (Section 326 IPC added later on) at Police Station Sangat, District Bathinda in case FIR No.44 dated 25.03.2021 registered under Sections 324, 323, 148, 149, 34 IPC (Section 326 IPC added later on) at Police Station Sangat, District Bathinda and all the consequent proceedings thereon, on the basis of compromise.

This Court vide order dated 12.10.2021 had directed the parties to appear before the trial Court/Illaqa Magistrate to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Civil Judge (Junior Division), Bathinda and got their statements recorded. On the basis of the statements so recorded,

learned Magistrate has submitted report dated 18.02.2022 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel as well as learned counsel for respondent No.2 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 DDR No.25 dated 25.03.2021 under Sections 324, 34 IPC (Section 326 IPC added later on) at Police Station Sangat, District Bathinda in case FIR No.44 dated 25.03.2021 registered under Sections 324, 323, 148, 149, 34 IPC (Section 326 IPC added later on) at Police Station Sangat, District Bathinda and all the consequent proceedings thereon, on the basis of compromise, are quashed.

February 22, 2023

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(DEEPAK GUPTA)
JUDGE

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