

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

242

CRM-M-37115-2023
Date of Decision:15.09.2023

Sonu @ Sukhdev Singh and Others

.....Petitioners

Vs.

State of Punjab and Others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Kashmir Singh, Advocate for
Mr. Prince Sharma, Advocate for
the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Harwinderjeet Singh, Advocate
for respondent Nos.2 & 3.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of GD No.19 dated 29.06.2023 registered under Sections 452, 427, 380, 336, 506, 148, 149 of the IPC, 1860 and Section 25, 27 of Arms Act, 1959 cross case version arisen out of FIR No.81 dated 29.06.2023 registered under Sections 323, 452, 427, 380, 506, 148, 149 of the IPC, 1860 and Section 25, 27 of Arms Act, 1959 registered at Police Station Chabhal, Tehsil and District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise dated 15.07.2023 (Annexure P-2).

This Court vide order dated 31.07.2023 had directed the parties to appear before the trial Court 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 Judicial Magistrate 1st Class and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 06.09.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence. It has also been reported that petitioner No.4 has not appeared to get his statement recorded.

Learned State counsel as well as learned counsel for respondent Nos.2 & 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 GD No.19 dated 29.06.2023 registered under Sections 452, 427, 380, 336, 506, 148, 149 of the IPC, 1860 and Section 25, 27 of Arms Act, 1959 cross case version arisen out of FIR No.81 dated 29.06.2023 registered under Sections 323, 452, 427, 380, 506, 148, 149 of the IPC, 1860 and Section 25, 27 of Arms Act, 1959 registered at Police Station Chabhal, Tehsil and District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise dated 15.07.2023

(Annexure P-2), are quashed qua petitioners.

(DEEPAK GUPTA)
JUDGE

September 15, 2023

Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No