

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

CRM-M No.47722 of 2022
Date of decision: 19th January, 2023

Gursimran Singh & others

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Paras Chaudhary, Advocate for the petitioners.

Mr. Amit Rana, Sr. Deputy Advocate General, Punjab
for the respondent No.1/State.

Mr. Abhishek Dhull, Advocate for respondents No.2 to 6.

MANJARI NEHRU KAUL, J. (ORAL)

Instant petition has been filed under Section 482 Cr.P.C. for quashing cross case GD No.37 dated 17.05.2021 (Annexure P-1) in case bearing FIR No.44 dated 17.05.2021 under Sections 341, 323, 148, 149, 120-B IPC registered at Police Station Hathur, District Ludhiana along with all consequential proceedings arising therefrom on the basis of compromise dated 18.08.2022 (Annexure P-2) effected between the parties.

Vide order dated 31.10.2022 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their statements recorded regarding the compromise arrived at between them.

Report has since been received from learned Judicial

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 complainant has also made statement to the effect that she would have no objection if the cross case qua the accused-petitioners is quashed.

The trial Court has annexed the statements of the parties in original, alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioners, and respondents No.2 to 6 are the only aggrieved persons in the cross case in question.

In view of the report of the learned Judicial Magistrate, 1st Class, Jagraon 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 v. State of Punjab and another**' 2007 (3) RCR (Criminal) 1052, the instant petition is allowed. The aforesaid cross case and all consequential proceedings arising out of it, are quashed.

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

(MANJARI NEHRU KAUL)
JUDGE

January 19, 2023

rps