

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

CRM-M-48077-2022
Decided on : 16.03.2020

Sukhdev Singh & anr.

..... Petitioners

Versus

State of Punjab & ors.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Kamal Preet Kaur, Advocate for
Mr. Sandeep Arora, Advocate
for the petitioners.

Mr. Sanish Girdhar, AAG, Punjab.

Mr. G.S.Rawat, Advocate
for respondents No.2 and 3.

Manjari Nehru Kaul, J.

The instant petition has been filed under Section 482 Cr.PC for quashing of FIR No.89 dated 15.05.2015 under Sections 323, 325, 452 and 34 IPC registered at Police Station City Rupnagar and all the consequential proceedings arising out of the same, on the basis of compromise deed dated 15.07.2019 (Annexure P-1) arrived at, between the parties.

Vide order dated 16.11.2022 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 08.12.2022 to get their statements recorded regarding the compromise arrived at, between them.

Report dated 23.02.2023 has since been received from the learned JMIC, Rupnagar in pursuance to the direction of this Court. 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. The trial Court has annexed the statements of the parties in original alongwith its report.

Learned State counsel assisted by counsel for respondents No.2 and 3 also submits that there are no other accused other than the petitioners and respondents No.2 and 3 are the only aggrieved persons in the FIR in question.

In view of the report of the learned JMIC, Rupnagar 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 qua the petitioners, 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

16.03.2020

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No