

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

237

**CRM-M-42249 of 2019
Date of Decision: 23.02.2023**

Bhim Singh and others

....Petitioners

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Shivraj Angi, Advocate
for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab.

Mr. S.S. Virk, Advocate, for
Mr. Joginder Singh, Advocate
for respondents No.2 to 4.

Manjari Nehru Kaul, J.(Oral)

The instant petition is for quashing of FIR No.88, dated 08.07.2018, lodged under Sections 452, 324, 323, 427, 506, 148 and 149 of the Indian Penal Code, 1860 (Section 326 IPC added later on), registered at Police Station Nehianwala, District Bathinda and the consequential proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Vide order dated 17.12.2019 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 Magistrate, Ist Class, Bathinda, in pursuance of the direction 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 complainants have also made statements to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

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

Learned State counsel too submits that there is no other accused other than the petitioners and respondents No.2 to 4 are the only aggrieved persons in the FIR in question.

In view of the report of the learned Judicial Magistrate Ist Class, Bathinda 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.

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

23.02.2023

D.Bansal

Whether speaking/ reasoned :	Yes/ No
Whether Reportable :	Yes/ No