

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

CRM-M No.48139 of 2023

Date of order: 22nd November, 2023

Surinder Kaur @ Simmi & others

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: None for the petitioners.

Mr. Digvijay Nagpal, Asst. Advocate General, Punjab
for the respondent/State.

None for respondent Nos.2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing FIR No.72 dated 05.11.2020 under Sections 323, 324, 341, 506, 34 of the IPC (Section 201 IPC added later on) registered at Police Station Rawalpindi, District Kapurthala along with all consequential proceedings arising therefrom on the basis of compromise dated 18.08.2023 (Annexure P-2) effected between the parties.

2. Vide order dated 22.09.2023 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.

3. Report has since been received from learned Judicial Magistrate, 1st Class, Phagwara, 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 complainant has also made statement to the effect that he would have no objection if the FIR qua the accused-petitioners is quashed.

4. The trial Court has annexed a copy of the statements of the parties, alongwith its report.

5. Learned State counsel too 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.

6. In view of the report of the learned Judicial Magistrate, 1st Class, Phagwara 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 FIR and all consequential proceedings arising out of it qua the petitioners, are quashed.

7. 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

November 22, 2023
rps

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