

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

1. CRM-M No.51128 of 2023

Paramjit Kaur & others

... Petitioners

Versus

State of Punjab & another

... Respondents

2. CRM-M No.51150 of 2023

Budh Singh & others

... Petitioners

Versus

State of Punjab & another

... Respondents

Date of decision: 8th December, 2023

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Manbir S. Basra, Advocate
for the petitioners in CRM-M No.51128 of 2023;
for respondent No.2 in CRM-M No.51150 of 2023.

Mr. DPS Bajwa, Advocate
for the petitioners in CRM-M No.51150 of 2023;
for respondent No.2 in CRM-M No.51128 of 2023.

Mr. Sandeep Kumar, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners in both the petitions detailed hereinabove, are praying for quashing of FIR No.54 dated 18.06.2021 under Sections 324/323/148/149 (Section 326 of the IPC added later on) registered at Police Station Qadian, Police District Batala, District Gurdaspur as well as DDR No.22 dated 21.06.2021 under Sections 324/323/341/148/149 of

the IPC, being a cross version to the above said FIR, along with all consequential proceedings arising therefrom on the basis of compromise dated 20.09.2023 (Annexure P-3) effected between the parties.

2. Vide order dated 09.10.2023 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, Batala, 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/DDR qua the accused-petitioners is quashed.

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

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR/DDR in question.

6. In view of the report of the learned Judicial Magistrate, 1st Class, Batala 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, since it is a case of version and cross-version, both the instant petitions are allowed. The aforesaid FIR/DDR 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

December 8, 2023
rps

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