

[229] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-50572-2023

Date of Decision :21.12.2023

Bohar Singh and others ...Petitioners

versus

State of Punjab and othersRespondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. Udaypartap Singh, Advocate for
Mr. Gurmeet Singh Saini, Advocate
for the petitioners.

Mr. Parneet Singh Pandher, AAG, Punjab.

Mr. Balraj Singh Sidhu, Advocate for respondent No.2.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashingw of F.I.R. No.0042 dated 26.05.2021, registered under Sections 341, 379-B, 323, 148, & 149 of IPC at Police Station Zira, District Ferozepur, and all subsequent proceedings arising therefrom on the basis of compromise dated 25.01.2022 (Annexure P-2).

[2] This Court vide order dated 31.10.2023 had directed the parties to appear before the Trial Court/Illaqa Magistrate to get their statements recorded and the learned Magistrate was directed to send his report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Zira, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 06.12.2023 to the effect that the compromise has been

effected between the parties voluntarily and without any coercion or undue influence.

[4] Joint statement of Respondent Nos.2 to 4, namely, Satnam Singh (complainant), Manjit Singh and Palwinder Singh (injured), with regard to compromise was recorded before learned Magistrate on 28.11.2023.

[5] Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

[6] In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R. following the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*** and approved by the Hon'ble Supreme Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303***, this petition is allowed and F.I.R. No.0042 dated 26.05.2021, registered under Sections 341, 379-B, 323, 148, & 149 of IPC at Police Station Zira, District Ferozepur, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

21.12.2023

'Rajneesh'

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