

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

CRM-M-54751-2023
Date of Decision :20.12.2023

Pritam Singh and others ...Petitioners

versus

State of Punjab and othersRespondents

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

Present : Mr. Mohinder Kumar, Advocate for the petitioners.
Mr. Parneet Singh Pandher, AAG, Punjab.
Mr. Sunil Kumar, Advocate for respondent Nos.2 to 4.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0064 dated 29.04.2023, registered under Sections 307, 341, 148, 149 of IPC and Sections 25 & 27 of Arms Act at Police Station Kot Ise Khan, District Moga, Punjab, and all subsequent proceedings arising therefrom on the basis of compromise dated 06.10.2023 (Annexure P-3).

[2] This Court vide order dated 02.11.2023 had directed the parties to appear before the Trial Court/Illaq 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 Civil Judge (Jr. Divn.)-cum-Judicial Magistrate Ist Class, Moga, and got their statements recorded. On the basis of the statements so recorded, learned Addl. Sessions Judge has submitted report dated

07.12.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

[4] Statements of Respondent Nos.2 to 4, namely, Swaran Singh (complainant), Sukhjinder Singh @ Kali and Mehar Singh (eye witnesses) with regard to compromise were recorded before learned Magistrate on 02.12.2023.

[5] Learned State counsel as well as learned counsel for respondent Nos.2 to 4 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.0064 dated 29.04.2023, registered under Sections 307, 341, 148, 149 of IPC and Sections 25 & 27 of Arms Act at Police Station Kot Ise Khan, District Moga, Punjab, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

20.12.2023

'Rajneesh'

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