

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

251-2

CRM-M-59967-2022

Date of decision: 02.03.2023

Balwinder Singh and others

.....Petitioners

Versus

Narinder Kaur

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ishan Gupta, Advocate and
Mr. Gagandeep Singh, Advocate
for the petitioners.

None for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of complaint No.SC-113-2019 dated 06.06.2019 (Annexure P-2) pending in the Court of learned Additional Sessions Judge, Sangrur, along with all subsequent proceedings arising therefrom including the summoning order dated 04.03.2020 (Annexure P-3) on the basis of compromise dated 10.08.2022 (Annexure P-1) arrived at, between the parties.

Vide order dated 20.01.2023 of this Court, the parties were directed to appear before the learned Trial Court/Illaq Magistrate on 02.02.2023 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Additional District & Sessions Judge, Sangrur, in pursuance of the directions 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 she would have no objection if the complaint *qua* the accused-petitioners is quashed. It has been also been mentioned in the report that one more person namely Hakam Singh was also arrayed as an accused, who has already expired.

The Trial Court has annexed copies of the statements of the parties alongwith its report.

In view of the report of the learned Additional District & Sessions Judge, Sangrur 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 complaint 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.

02.03.2023
Vinay

(MANJARI NEHRU KAUL)
JUDGE

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