

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

120+247

**CRM-M-520-2020 (O&M)
Date of decision: 23.01.2023**

Akshani Sonkar alias Akshay and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Sandeep Arora, Advocate
for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab
for respondent No.1-State.

Mr. G.S Rawat, Advocate
for respondent No.2 to 5.

MANJARI NEHRU KAUL, J. (ORAL)

CRM-15842-2022

Prayer in the application is for adding Section 452 of the IPC in the head note and prayer clause of the petition and for placing on record amended petition.

Learned State counsel and learned counsel for respondent No.2 do not have any objection if the application is allowed.

Accordingly, the application is allowed and the petitioners are allowed to add Section 452 of the IPC in the head note and prayer clause of the petition. Amended petition is taken on record subject to all just exceptions.

CRM-M-520-2020

The instant petition is for quashing of FIR No.107 dated 29.10.2019 lodged under Sections 323, 341, 448, 506, 148, 149 and

452 of the Indian Penal Code, 1860 registered at Police Station Cantt., District Jalandhar and the consequential proceedings arising out of the same, on the basis of compromise/affidavit dated 19.11.2019 (Annexure P-2) arrived at, between the parties.

Vide order dated 22.12.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate within a period of 15 days to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Civil Judge (Jr. Divn.), Jalandhar in pursuance to 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 complainants have also made statement to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

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

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

In view of the report of the learned Civil Judge(Junior Division), Jalandhar 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 FIR 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.

23rd January, 2023
Sapna

(MANJARI NEHRU KAUL)
JUDGE

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