

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-877-2024
DATE OF DECISION: 16.02.2024

MANJIT SINGH AND OTHERS
.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR.

Present: - Ms. Meena, Advocate for
Mr. Amit Arora, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

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HARPREET SINGH BRAR, J (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR 462 dated 08.12.2022 registered under Sections 323, 324, 326, 506, 34 Indian Penal Code at Police Station Goindwal Sahib, District Tarn Taran (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise dated 19.12.2023 (Annexure P-2).
2. The following order was passed on 09.01.2024.

“The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 462 dated 08.12.2022 under Sections 323, 324, 326, 506, 34 of Indian Penal Code registered at Police Station Goindwal Sahib, District Tarn Taran (Annexure P-1) on the basis of compromise (Annexure P-2).”

Notice of motion.

At this stage, on the asking of the Court Mr. Subhash Godara, Addl. A.G. Punjab accepts notice on behalf of respondent No.1-State and Mr. Parminder Singh Kanwar, Advocate accepts notice on behalf of respondent No. 2 and files his Power of Attorney and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

The parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks or any other date convenient to concerned Court to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the petitioners on or before the date fixed i.e. 16.02.2024.

A copy of the order be sent to the learned trial Court/Illaq Magistrate through fax for compliance.”

3. In compliance of the above order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in ***Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834*** and ***Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63*** and Full Bench of this Court in ***Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052***, this petition is allowed and FIR 462 dated 08.12.2022 registered under Sections 323, 324, 326, 506, 34 Indian Penal Code and at Police Station Goindwal Sahib, District Tarn Taran (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

(HARPREET SINGH BRAR)
JUDGE

16.02.2024

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