IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-1936-2024
Date of decision: 14.03.2024

Satnam Singh and others .....Petitioners

Versus

State of Punjab and others .....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Neeraj Jain, Advocate for
Mr. Mukta Sharma, Advocate
for the petitioners.

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

Mr. Ankur Jain, Advocate
for respondents No.2 and 3.

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MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.113, dated 07.08.2023, lodged under Sections 308, 323, 148, 149 of the Indian Penal Code, 1860 registered at Police Station Boha, District Mansa and all consequential proceedings arising out of the same, on the basis of compromise affidavit (Annexure P-2) arrived at, between the parties.

2. Vide order dated 15.01.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on 15.02.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Additional Sessions Judge, Mansa, in pursuance of the directions of this

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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.

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

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondents No.2 and 3 are the only aggrieved persons in the FIR in question.

6 . In view of the report of the learned Additional Sessions Judge, Mansa 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 qua petitioners.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

14.03.2024 (**MANJARI NEHRU KAUL**)
Aman Dua **JUDGE**

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

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