

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3938-2024
DATE OF DECISION: 26.02.2024

JAGJIT SINGH AND OTHERS
.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS
.....RESPONDENTS

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

Present: - Mr. Nirmaljeet Singh Sidhu, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

Mr. Ajay Singh, Advocate
for the respondent.

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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 No.168 dated 11.11.2023 registered under Sections 324, 323, 148, 149 Indian Penal Code at Police Station Dayalpura, District Bathinda, Punjab and all subsequent proceedings arising therefrom in view of the compromise dated 18.11.2023 (Annexure P-2).
2. The following order was passed on 24.01.2024:

“The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 168 dated 11.11.2023 under Sections 324, 323, 148, 149 of Indian Penal Code at Police Station Dayalpura, District

Bathinda, Punjab (Annexure P-1) on the basis of compromise dated 18.11.2023 (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. Ajay Singh, Advocate accepts notice on behalf of respondents No. 2 and 3 and files his Vakalatnama 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/Ilalaqa Magistrate within one week or any other date convenient to concerned Court to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Ilalaqa 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. 26.02.2024.

A copy of the order be sent to the learned trial Court/Ilalaqa 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 No.168 dated

11.11.2023 registered under Sections 324, 323, 148, 149 Indian Penal Code at Police Station Dayalpura, District Bathinda, Punjab and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

26.02.2024

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(HARPREET SINGH BRAR)
JUDGE

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