

Date of decision: 19.03.2024

...PETITIONERS

...RESPONDENTS

The petitioners have filed the present petition seeking quashing of FIR No.0067 dated 18.09.2016, under Sections 323, 324, 34 of IPC (Section 326 of IPC added later on), registered at Police Station Sadar Rampura, District Bathinda and all other proceedings arising therefrom on the basis of the compromise dated 19.12.2023 (Annexure P-2).

Adjourned to 19.03.2024.

In the meanwhile, both the parties are directed to appear before the concerned Illaqa/Duty Magistrate on 19.02.2024 or any other date, as the Court below may decide or fix, for recording their statements, who shall record their respective statements with regard to the genuineness/correctness of the compromise and that the compromise is not the result of any fraud or misrepresentation and is the result of free will of the parties. It would also be verified that besides the accused (petitioners) mentioned in the petition, there is no other accused in the FIR and the parties are not involved or declared proclaimed offender in any other criminal case.

The Illaqa Magistrate/Duty Magistrate shall send his report through learned Sessions Judge concerned on or before the date fixed before this Court. ”

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.0067 dated 18.09.2016, under Sections 323, 324, 34 of IPC (Section 326 of IPC added later on), registered at Police Station Sadar Rampura, District Bathinda and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

March 19, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |