

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-6544-2024
Date of decision: 08.04.2024

INDERJEET SINGH AND OTHERS
.....PETITIONERS

Versus

STATE OF PUNJAB AND ANOTHER
.....RESPONDENTS

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Aman Sharma, Advocate
for the petitioners.

Mr. Iqbal Singh, AAG, Punjab.
for respondent No.1-State.

Mr. Mandeep Singh, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.250, dated 05.07.2023, lodged under Sections 323, 324, 341, 148 and 149 of the Indian Penal Code, 1860 registered at Police Station Sohana, District SAS Nagar 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 07.02.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 07.03.2024 to get their statements recorded regarding the compromise arrived at, between them.
3. Report has since been received from learned Judicial Magistrate Ist Class, SAS Nagar, in pursuance of the directions 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

complainant has also made statement to the effect that he would has no objection if the FIR *qua* the accused-petitioners is quashed.

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

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

6. In view of the report of the learned Judicial Magistrate Ist Class, SAS Nagar 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.

08.04.2024

Aman Dua

(MANJARI NEHRU KAUL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>