

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

121

CRM-2642-2024 and
CRM-2643-2024 in/and
CRM-M-9683-2023

Date of decision: 24.01.2024

Amrik Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Kanwaljeet Singh Derabassi, Advocate
for the petitioners.

Mr. Arun Luthra, DAG, Punjab.

Ms. Anu Garg, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

CRM-2642-2024

Prayer in the instant application is for advancing the date
of hearing of main case from 26.02.2024 to some early date.

Notice of the application.

Learned State counsel and learned counsel appearing for
respondent No.2 accept notice of the application and submit that they
would have no objection if the application is allowed.

In view of the reasons mentioned in the application, the
same is allowed and the date of hearing of the main case is advanced
from 26.02.2024 to today itself.

CRM-2643-2024

For the reasons mentioned in the application, the same is
allowed and copy of Offer Letter of Admission is taken on record as

Annexure P-8 subject to all just exceptions.

CRM-M-9683-2023

1. The instant petition is for quashing of FIR No.0109 dated 19.06.2020 under Sections 323/341/353/506/186/34 of the Indian Penal Code, 1860 registered at Police Station Lalru, District SAS Nagar and all consequential proceedings arising out of the same, on the basis of compromise dated 22.06.2020 (Annexure P-2) and affidavit dated 09.07.2020 (Annexure P-3) arrived at, between the parties.

2. Vide order dated 23.02.2023 of a Coordinate Bench of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 20.04.2023 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Dera Bassi, 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 have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed 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 respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of the learned Judicial Magistrate Ist Class, Dera Bassi 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.

24.01.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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