



CRM-M-9579-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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Date of decision : 22.07.2024

Ganesh Lal and Ors.

..... Petitioners

V/S

State of Punjab and Ors.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Brahmjot Singh Nahar, Advocate for
Mr. Fateh Sahota, Advocate for petitioners.

Mr. Amandeep Singh, DAG, Punjab.

Mr. Aditya Anand, Advocate for respondents No.2 and 3.

AMARJOT BHATTI J.

1. Petitioners – Ganesh Lal, Sandeep Kumar, Ram Saroop, Gurnam Singh, Bhinder Singh, Raman Kumar @ Bunty and Bablu have filed instant petition under Section 482 of Cr.P.C. for quashing of DDR No.32 dated 24.11.2023 under Sections 323, 324, 148, 149 of IPC (Annexure P-3) arising out of FIR No.203 dated 23.11.2023, under Sections 341, 323, 148, 149 and 307 of IPC, registered at Police Station City Malout, District Sri Muktsar Sahib (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-4) and in view of affidavits (Annexure P-5 and P-6) executed by respondents No.2 and 3.

2. Facts of the case are Ajit Kumar complainant stated that on 21.11.2023 at about 7:30 PM he returned home. Bhajan Lal who is residing nearby came to his house. He received a call from Ganesh who abused him in filthy language. After some time, Ganesh and Sandeep Kumar armed with iron rod, Ram Swroop armed with stick, Gurnam Singh @ Gaman armed with iron rod, Bhupinder Singh armed with sword (kirpan), Bunty



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empty handed, Bubloo armed with Gandasi came to their house. Sandeep Kumar raised a *lalkara* calling him outside the house. His cousin Bhajan Lal came out and all accused persons started beating Bhajan Lal by entering his courtyard. He intervened to save his cousin but Ganesh gave iron rod blow which hit on his left hand and Bhupinder gave sword blow which hit on the back side of his neck i.e. right side of his head below neck. Bhajan Lal was given beating while he was lying on the ground. On the alarm raised by them neighbours gathered there and all the accused fled away from the spot with their respective weapons. They were taken to Civil Hospital, Malout where they were given medical treatment. Reason behind this incident was a quarrel which took place while they were playing cricket.

3. Petitioners filed this petition for quashing of aforesaid DDR on the basis of compromise. Petitioners and respondents No.2 & 3 were directed to appear before the trial Court/Illaq Magistrate for recording their statements on the basis of compromise. Detailed report regarding compromise has been received from the court of Sub Divisional Judicial Magistrate, Malout dated 21.03.2024. Statement of respondents No.2 & 3 have been recorded, where they confirmed the compromise with petitioners. They confirmed that this compromise has been effected without any pressure, coercion or undue influence from any side and they have no objection regarding quashing of FIR.

4. Petitioners – Ganesh Lal, Sandeep Kumar, Ram Saroop, Gurnam Singh, Bhinder @ Bhupinder Singh, Raman Kumar @ Bunty and Bablu also confirmed this fact in their separate statements. As per the report the accused are not involved or declared as proclaimed offender in



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any other criminal case.

5. Therefore, from the report of Sub Divisional Judicial Magistrate, Malout, it is clear that compromise has been effected between parties without any pressure, coercion or undue influence, which is acceptable to both the parties.

6. I have considered the facts of the case and compromise arrived at between the parties. Now parties have effected compromise. It is a case of cross version regarding FIR No.203 dated 23.11.2023, under Sections 341, 323, 148, 149 and 307 of IPC, registered at Police Station City Malout, District Sri Muktsar Sahib against 07 accused namely Mahinder Kumar, Surinder Ram, Jashanpreet Chohan @Mannu, Bhajan Lal, Ajit Kumar, Raghubir Kumar and Sukhraj. In this case also parties have arrived at compromise and for quashing of this FIR, CRM-M-9571-2024 titled ***“Mahinder Kumar and Others vs. State of Punjab and Others”*** is quashed vide separate order of even date. Therefore, it is a case of version and cross-version. The reason behind this occurrence was quarrel which took place between both sides while playing cricket. As per status report filed by learned counsel representing the State in CRM-M-9571-2024, investigation is still going on and challan has not been presented. Both parties have arrived at compromise as a result they will be able to live in peace and harmony. Litigation started against each other will come to an end. They are not involved in any other case.

7. Therefore considering these facts, petition filed by petitioners is accepted and DDR No.32 dated 24.11.2023 under Sections 323, 324, 148, 149 of IPC (Annexure P-3) arising out of FIR No.203 dated 23.11.2023, under Sections 341, 323, 148, 149 and 307 of IPC, registered



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at Police Station City Malout, District Sri Muktsar Sahib (Annexure P-1)
and all other subsequent proceedings arising therefrom are quashed.

8. Accordingly, present petition stands accepted.
9. Pending miscellaneous application(s), if any, stand disposed of accordingly.

**(AMARJOT BHATTI)
JUDGE**

22.07.2024.
Sunil Devi

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No