



CRM-M-10742-2023

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-10742-2023

Date of decision: 6th August, 2024

Krishan Chand @ Krishan Singh and others

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Paramjit Singh Bal, Advocate for the petitioners.
Mr. A.S. Samra, AAG, Punjab.
Mr. Lakhvir Singh, Advocate for respondents No.2 and 3.

MANISHA BATRA, J (ORAL):-

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.9 dated 20.01.2021 under Sections 452, 323, 427, 506, 509, 148 and 149 of IPC, 1860 (Section 201 of IPC added later on) registered at Police Station Sahnewal, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise dated 02.02.2023 (Annexure P-2).

2. This Court vide order dated 02.03.2023 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before



Judicial Magistrate Ist Class, Ludhiana and got their statements recorded. It is also mentioned in the report that respondent No.3 had not appeared for getting his statement recorded in this case, however, he had recorded his statement in cross case i.e. CRM-M-10320-2023 as petitioner No.6. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 12.05.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondents No.2 and 3 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R. Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and FIR No.9 dated 20.01.2021 under Sections 452, 323, 427, 506, 509, 148 and 149 of IPC, 1860 (Section 201 of IPC added later on) registered at Police Station Sahnewal, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise dated 02.02.2023 (Annexure P-2) are quashed qua the petitioners.

[MANISHA BATRA]
JUDGE

6th August, 2024

Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No