

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

276

2024:PHHC:039079

CRM-M-13110-2021

Date of decision: March 19th, 2024

Gurjit Singh and others

.....Petitioners

Versus

The State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Gurmandeep Singh Sullar, Advocate
for the petitioners.

Mr. Amit Rana, Senior Deputy Advocate General, Punjab.

Mr. Yajur Sharma, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.52 dated 12.06.2014 under Sections 323, 427, 506, 148, 149, 379 of the Indian Penal Code, 1860 registered at Police Station Koom Kalan, District Ludhiana, and all subsequent proceedings arising out of the same, on the basis of compromise dated 16.03.2020 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 14.12.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 15.01.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Ludhiana, 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 the copies of the statements of the parties along with its report.

5. Learned State counsel too submits that 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, Ludhiana, 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* the petitioners.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

March 19th, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No