

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

292 CRM-M-12644-2024 (O&M)  
Date of Decision:01.05.2024

SARAJ SINGH AND ORS ....Petitioners

Vs.

STATE OF PUNJAB AND ANR .....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Manan Kheterpal, Advocate for  
Mr. M.S Sachdev, Advocate for the petitioners.

1 Mr. Ramandeep Singh, Sr. DAG, Punjab.

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

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DEEPAK GUPTA, J.

Reply by way of affidavit of Shri Satnam Singh, PPS, Deputy Superintendent of Police, Sub Division, Sri Muktsar Sahib has been filed on behalf of the respondent No.1-State and the same is taken on record.

2. Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of DDR No.19 dated 25.12.2023 under Sections 325, 323, 506 and 148 of IPC in case bearing FIR No.201 dated 12.12.2023, under Sections 307, 324, 323, 148 and 149 of IPC, Sections 25 and 27 of Arms Act, registered at Police Station Sadar, Sri Muktsar Sahib, District Sri Muktsar Sahib (offence under Sections 307 IPC, Sections 25/27/54/59 of the Arms Act has been deleted vide DDR No.16 dated 22.02.2024) and all subsequent proceedings arising therefrom on the basis of compromise dated 19.02.2024 (Annexure P-3).

3. This Court vide order dated 12.03.2024 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.

4. Pursuant to the aforesaid order, parties have appeared before Additional Chief Judicial Magistrate, Sri Muktsar Sahib and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 19.04.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.
5. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.
6. 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.
7. 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 DDR No.19 dated 25.12.2023 under Sections 325, 323, 506 and 148 of IPC in case bearing FIR No.201 dated 12.12.2023, under Sections 307, 324, 323, 148 and 149 of IPC, Sections 25 and 27 of Arms Act, registered at Police Station Sadar, Sri Muktsar Sahib, District Sri Muktsar Sahib (offence under Sections 307 IPC, Sections 25/27/54/59 of the Arms Act has been deleted vide DDR No.16 dated 22.02.2024) and all subsequent proceedings arising therefrom on the basis of compromise dated 19.02.2024 (Annexure P-3) are quashed qua the petitioners.

01.05.2024

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Whether Speaking/reasoned

Whether Reportable

( DEEPAK GUPTA )

JUDGE

Yes/No

Yes/No