



Sr. No.240

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

CRM-M-14004-2024
Date of decision: 01st July 2024

AMARJEET SINGH AND ORS**Petitioners**
versus

STATE OF PUNJAB AND ANR**Respondents**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Kuldip Singh, Advocate
for the petitioners.

Mr. Davinder Bir Singh, Sr. DAG, Punjab.

Mr. Prince Pasricha, Advocate
for respondent No.2.

HARPREET KAUR JEEWAN, J. (ORAL)

1. The instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.173 dated 26.11.2022, under Sections 323, 324, 498, 34 IPC (Sections 326 IPC added later on vide Rapat No.17 dated 03.12.2022 and Sections 148, 149, 201 IPC deleted later on and Section 34 IPC deleted later on vide rapat No.16 dated 06.10.2023), registered at Police Station Mamdot, District Ferozepur (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise deed dated 19.02.2024 (Annexure P-2), executed between the parties.
2. This Court, vide order dated 19.03.2024, 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.
3. Pursuant to the aforesaid order, the parties have appeared before the Judicial Magistrate Ist Class, Ferozepur and got their statements recorded. On the



basis of the statements so recorded, the learned Magistrate has submitted report dated 10.05.2024. Relevant portion of the said report reads as under:-

“xxx xxx xxx xxx

(1) As per the statements of parties, a genuine compromise has been arrived at between all the affected persons.

(2) In the present case, Neelam Rani is complainant-cum-injured-cum-victim and the complainant and all the accused are party to the compromise.

(3) As per the statement of I.O, during investigation, no additional accused has been added.

(4) As per the statement of I.O, none of the accused is Proclaimed Offender in this case.

(5) As per the statement of I.O, offence under Sections 326, 148, 149, 201 IPC was added, after the registration of the FIR and offence under Section 34 of IPC was deleted during investigation.

(6) As per the statement of I.O, investigation is not pending against any of the accused and challan has been presented against the accused. Further, as per the statement of I.O, none of the accused has been declared as innocent.

xxx xxx xxx xxx”

4. Learned State counsel as well as counsel for respondent No.2 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 FIR.

6. 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, the present petition

is allowed and FIR No.173 dated 26.11.2022, under Sections 323, 324, 498, 34 IPC



(Sections 326 IPC added later on vide Rapat No.17 dated 03.12.2022 and Sections 148, 149, 201 IPC deleted later on and Section 34 IPC deleted later on vide rapat No.16 dated 06.10.2023), registered at Police Station Mamdot, District Ferozepur (Annexure P-1) and all subsequent proceedings arising therefrom, are ordered to be quashed qua the petitioners.

7. However, the respondent No.2/complainant and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise deed dated 19.02.2024 (Annexure P-2) are violated.

8. Pending miscellaneous application(s), if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

01st July 2024
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No