



In the High Court for the States of Punjab and Haryana
At Chandigarh

CRM-M-15163-2024 (O&M)
Date of Decision:-5.12.2024

Sunil Mahajan @ Baggga and others ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Lakhwinder Singh Mann, Advocate,
for the petitioners.

Mr. Prabhdeep Singh Dhaliwal, AAG, Punjab.

Mr. Hardeep Singh, Advocate,
for respondents No.2 to 5.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners seek quashing of FIR No.43, dated 9.3.2021 registered at Police Station City Nakodar, District Jalandhar, under Sections 323, 324, 506, 148, 149 of Indian Penal Code, wherein offences under Sections 325, 34, 201 IPC were added and offence under Sections 506, 148 and 149 IPC were deleted later on, and all subsequent proceedings emanating therefrom on the basis of a compromise stated to have been effected between the parties.
2. Vide order dated 22.3.2024, the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get their statements recorded qua the factum of compromise.



3. Report of learned Judicial Magistrate 1st Class, Nakodar has been received, wherein it has been reported that joint statement of petitioners/accused No.1 to 4 namely Sunil Mahajan @ Bagga, Anmol Mahajan, Ankur Mahajan, Rishu Mahajan @ Laddi Mahajan and separate statement of petitioner/accused No.5 namely Hari Krishan and also separate statements of respondents No.2 to 5 namely Prithvi, Tarun Kumar, Kirandeep Kaur, Tanush Kalra have been recorded to the effect that they have compromised the matter amongst themselves.
4. Respondents No.2 to 5 namely Prithvi, Tarun Kumar, Kirandeep Kaur, Tanush Kalra in their statements have stated that they have no objection in case the FIR in question is quashed.
5. Learned Judicial Magistrate 1st Class, Nakodar has specifically opined that the parties have entered into compromise voluntarily and without any undue influence.
6. In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.43, dated 9.3.2021 registered at Police Station City Nakodar, District Jalandhar, under Sections 323, 324, 506, 148, 149 of Indian Penal Code, wherein offences under Sections 325, 34, 201 IPC were added and offence under Sections 506, 148 and 149 IPC were deleted later on and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

5.12.2024

Pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking
Whether reportable

Yes / No
Yes / No