



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

279

CRM-M-16032-2024

Date of Decision:28.05.2024

RAJ KUMAR AND OTHERS**.....Petitioners****Vs.****STATE OF PUNJAB AND OTHERS****.....Respondents****CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present:- Mr. P.S. Saini, Advocate
for the petitioners in CRM-M-16032-2024.

Mr. Amandeep Singh, DAG, Punjab.

Mr. Atul Goyal, Advocate
for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of DDR No.29 dated 06.11.2021 under Sections 323, 324 and 34 of IPC in FIR No. 233 dated 06.11.2021 under Sections 324, 148 and 149 of IPC, registered at Police Station Samrala, District Khanna and all the subsequent proceedings arising out of the said FIR on the basis of compromise dated 11.03.2024 (Annexure P-2).

This Court vide order dated 03.04.2024 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.

Pursuant to the aforesaid order, parties have appeared before Additional Civil Judge (Sr. Division)-cum-SDJM, Samrala and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 29.04.2024 to the effect that the



compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

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 DDR No.29 dated 06.11.2021 under Sections 323, 324 and 34 of IPC in FIR No. 233 dated 06.11.2021 under Sections 324, 148 and 149 of IPC, registered at Police Station Samrala, District Khanna and all the subsequent proceedings arising out of the said FIR on the basis of compromise dated 11.03.2024 (Annexure P-2) are quashed qua the petitioners.

(DEEPAK GUPTA)
JUDGE

28.05.2024

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Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No