



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

302

CRM-M-16502-2024(O&M)

Date of Decision: 09.12.2024

JASBIR KAUR AND ANOTHER

....Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Jaspreet Singh Cheema, Advocate for the petitioners.

Mr. Amandeep Singh Samra, AAG, Punjab.

Mr. Prince Sharma, Advocate for respondents no. 2 & 3.

MANISHA BATRA, J. (Oral)

The present petition has been moved invoking jurisdiction of this Court under Section 482 of Cr.P.C by the petitioners seeking quashing/setting aside the judgment dated 19.09.2022 passed by Addl. CJM, Tarn Taran in criminal complaint No.COMI/12/2016 under Section 326/324/323/506/34 of IPC at Police Station Jhabal, Tehsil and District Taran Taran and all the subsequent proceedings arising therefrom, on the basis of compromise dated 22.02.2024 (Annexure P-4).

2. This Court vide order dated 05.04.2024 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.

3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate First Class, Tarn Taran and got their statements



recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 03.10.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondent No.2 & 3 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*, this petition is allowed and quashing/setting aside the judgment dated 19.09.2022 passed by Addl. CJM, Tarn Taran in criminal complaint No.COMI/12/2016 under Section 326/324/323/506/34 of IPC at Police Station Jhabal, Tehsil and District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise dated 22.02.2024 (Annexure P-4) are quashed qua the petitioners.

09.12.2024

Deepak Patwal

(MANISHA BATRA)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No