



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

272-2

CRM-M-18675-2024(O&M)
Date of Decision: 26.09.2024

MANOJ KUMAR AND OTHERS

....Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER

....Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Naveen Sharma, Advocate for the petitioner.

Mr. Amandeep Singh Samra, AAG, Punjab.

Mr. P.S. Chahal, Advocate for respondents no.2 to 6.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing of FIR No.37 dated 14.02.2024 under Sections 323, 341, 506, 148, 149 of IPC (offence under Section 341, 326 IPC added later on) registered at Police Station Sahnewal, District Ludhiana and all the subsequent proceedings arising therefrom, on the basis of compromise dated 03.04.2024 (Annexure P-3).

2. This Court vide order dated 16.05.2024 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 1st Class, Ludhiana and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has



submitted report dated 16.09.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence. It is also pertinent to mention here that although respondents no.4 to 6 were arrayed as parties but their statements were not required to be recorded as they were not victim/aggrieved in the instant FIR and hence recording of their statements can be dispensed with.

4. Learned State counsel as well as counsel for respondents No.2 to 6 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 FIR No.37 dated 14.02.2024 under Sections 323, 341, 506, 148, 149 of IPC (offence under Section 341, 326 IPC added later on) registered at Police Station Sahnewal, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise dated 03.04.2024 (Annexure P-3) are quashed qua the petitioners.

(MANISHA BATRA)
JUDGE

26.09.2024

Deepak Patwal

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