



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

114

CRM-32292-2024 in/and
CRM-M-18942-2024
Date of decision: 21.08.2024

Amarjit Singh and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Abhishek Singla, Advocate
for the petitioners.

Mr. Navdeep Singh, DAG, Punjab.

None for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)**CRM-32292-2024**

Prayer in the instant application is for advancing the date
of hearing of main case from 06.09.2024 to some early date.

Notice of the application.

Learned State counsel accepts notice of the application.

In view of the reasons mentioned in the application, the
same is allowed and the date of hearing of the main case is advanced
from 06.09.2024 to today itself.

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1. The instant petition is for quashing of FIR No.77 dated
21.04.2022 under Sections 420 and 465 and 466 (added lateron vide
GD No.59 dated 13.05.2022) of the Indian Penal Code, 1860 registered



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at Police Station City Gurdaspur, District Gurdaspur and to quash GD No.65 dated 26.07.2022 (Annexure P-3) whereby petitioner No.2 was added as an accused in the FIR, and all consequential proceedings arising out of the same, on the basis of compromise dated 26.03.2024 (Annexure P-4) arrived at, between the parties.

2. Vide order dated 16.05.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on 07.06.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate (First Class), Gurdaspur, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed the statements of the parties in original, alongwith its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of the learned Judicial Magistrate (First Class), Gurdaspur and the principles laid down by Hon'ble the Apex Court in ***Gian Singh Vs. State of Punjab and others (2012) 10***



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SCC 303, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed qua petitioners.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

21.08.2024

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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No