



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

264

CRM-M-19002-2024(O&M)
Date of Decision: 10.09.2024

RAJIV KUMAR AND OTHERSPetitioners

VERSUS

STATE OF PUNJAB AND OTHERSRespondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Shivraj Daumajra, Advocate for the petitioners.

Mr. Satjot Singh, AAG, Punjab.

Mr. Atul Kumar, Advocate for respondents no.2 to 4.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing of FIR No.120 dated 15.11.2023 under Sections 451, 323, 506, 149 of IPC registered at Police Station Payal District Khanna District Ludhiana and all the subsequent proceedings arising therefrom, on the basis of compromise dated 01.03.2024 (Annexure P-2).

2 . This Court vide order dated 23.07.2024 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 Sub Divisional Judicial Magistrate, Payal and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has



submitted report dated 02.09.2024 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 to 4 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.120 dated 15.11.2023 under Sections 451, 323, 506, 149 of IPC registered at Police Station Payal District Khanna District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise dated 01.03.2024 (Annexure P-2) is/are quashed qua the petitioners.

10.09.2024

Deepak Patwal

(MANISHA BATRA)
JUDGE

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