

2024:PHHC:095822



Seema
2024.08.06 11:11
I attest to the accuracy and
integrity of this document

CRM-M- 22572-2024 (O&M)

-1-

280

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

**CRM-M- 22572-2024 (O&M)
Date of Decision: 29.07.2024**

RAJESH KUMAR AND OTHERS

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Kanwaljeet Singh Brar, Advocate for the petitioners.
Mr. A. S. Samra, AAG, Punjab.
Mr. Inderjit Singh Brar, Advocate
for respondent No. 2.

MANISHA BATRA, J. (ORAL)

1. Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No. 37 dated 13.02.2020 under Sections 323, 353, 186, 506, 148 and 149 of IPC, 1860 and Section 25 of Arms Act added later on



CRM-M- 22572-2024 (O&M)

-2-

registered at Police Station City Kotkapura, District Faridkot and all subsequent proceedings arising therefrom on the basis of compromise effected between the parties.

2. This Court vide order dated 06.05.2024 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 Addl. Chief Judicial Magistrate, Faridkot and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 29.05.2024 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 respondents No. 2 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 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 FIR No. 37 dated 13.02.2020 under Sections 323, 353, 186, 506, 148 and 149 of IPC, 1860 and Section 25 of Arms Act added



later on registered at Police Station City Kotkapura, District Faridkot and all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2) are quashed qua the petitioners.

29.07.2024
Seema

(MANISHA BATRA)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>