



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

251

CRM-M-21997-2024

Date of decision: 02.08.2024

Buta Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Gagandeep Kaur, Advocate for
Mr. Balbir Singh Jaswal, Advocate
for the petitioners.

Mr. Shiva Khurmi, AAG, Punjab.

None for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.186 dated 05.09.2013 under Sections 323/324/34 of the IPC (Sections 326/148/149 of the IPC added lateron) registered at Police Station Jandiala Guru, District Amritsar Rural and all consequential proceedings arising out of the same, on the basis of compromise dated 01.04.2024 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 03.05.2024 of this Court, the parties were directed to appear before the learned Trial Court/Illaq Magistrate on 31.05.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Amritsar, 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 report, accused Surjit Singh has since expired whereas accused Santokh Singh is still at large. As per 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 copies of statements of the parties alongwith its report.

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

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

02.08.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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