

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-22416-2023 (O&M)
Date of Decision:- 06.02.2024

Raman Kumar and others ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Hardik Ahluwalia, Advocate, for the petitioners.

Mr. Ramdeep Partap Singh, Sr. DAG, Punjab.

Mr. A.S.Manaise, Advocate,
for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners-Raman Kumar, Ashwani Kumar, Sonu @ Shubham Kumar and Sukhdev Raj have approached this Court seeking quashing of cross-case bearing GD No.22, dated 06.04.2019, under Sections 324, 323, 341, 34 IPC arising out of FIR No.15 dated 04.04.2019, Police Station Behrampur, District Gurdaspur, under Sections 324, 323, 34 IPC, and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 08.05.2023, the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get their statements recorded qua the factum of compromise.

3. Report of learned Judicial Magistrate 1st Class, Gurdaspur, has been received, wherein it has been reported that the statements of petitioners/accused Raman Kumar, Ashwani Kumar, Sonu @ Shubham Kumar, Sukhdev Raj and complainant/injured Sukhjinder Singh and Dilsher Singh have been recorded to the effect that they have compromised the matter amongst themselves.
4. The complainant/injured Raman Kumar and Ashwani Kumar in their statement had stated that they have no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Gurdaspur, has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.
6. In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and cross-case bearing GD No.22, dated 06.04.2019, under Sections 324, 323, 341, 34 IPC arising out of FIR No.15 dated 04.04.2019, Police Station Behrampur, District Gurdaspur, under Sections 324, 323, 34 IPC and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

06.02.2024

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(GURVINDER SINGH GILL)
JUDGEWhether speaking /reasoned
Whether ReportableYes / No
Yes / No