

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

286

CRM-M No. 24245 of 2023
Date of Decision: 29.01.2024

Karnail Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: None for the petitioners
Mr. Sandeep Kumar, DAG, Punjab.
None for respondent No. 2.

HARPREET SINGH BRAR, J.(ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 80 dated 23.07.2019 registered under Sections 420, 406 and 120-B of Indian Penal Code at Police Station Sadar Raikot, District Ludhiana Rural and all subsequent proceedings arising therefrom in view of the compromise dated 06.05.2023.

2. The following order was passed on 05.12.2023:

“The present application has been filed under Section 482 Cr.P.C. for grant of one more opportunity to get statements of the parties recorded before the court below.

This Court vide order dated 08.08.2023 has directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements in respect of compromise entered between the parties on 12.09.2023.

Learned counsel for the applicant-petitioners submits that there was bereavement in the family and as such, applicant-petitioners could not appear on the date fixed for recording their statements.

In view of the aforesaid facts and circumstances, the present application is allowed and the applicant-petitioners are directed to record their statements before the trial Court within two weeks from today and report be sent through concerned District & Sessions Judge before the next date of hearing i.e. 29.01.2024.

The application stands disposed of.”

3. In compliance of the above order, a report dated 21.12.2023 has been received from Judicial Magistrate Ist Class, Jagraon that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834 and Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63** and Full Bench of this Court in **Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052**, this petition is allowed and FIR No. 80 dated 23.07.2019 registered under Sections 420, 406 and 120-B of Indian Penal Code at Police Station Sadar Raikot, District Ludhiana Rural and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

29.01.2024

Rajeev (rvs)

(HARPREET SINGH BRAR)

JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No