

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

1. CRM-M No.26028 of 2023

Rakesh Kumar & others
... Petitioners
Versus
State of Punjab & others
... Respondents

2. CRM-M No.26042 of 2023

Daljit Singh & others
... Petitioners
Versus
State of Punjab & others
... Respondents

Date of decision: 20th January, 2024

CORAM: HON’BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Sukhveer Kaur, Advocate
for the petitioners in CRM-M No.26028 of 2023;
for the private respondents in CRM-M No.26042 of 2023.
Mr. Kunal, Advocate for
Mr. R.K. Arya, Advocate
for the petitioners in CRM-M No.26042 of 2023;
for the private respondents in CRM-M No.26028 of 2023.
Mr. P.S. Grewal, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners in both the petitions detailed hereinabove have sought quashing of FIR No.0013 dated 10.02.2023 under Sections 323, 452, 34, 148, 149 of the IPC as well as its cross-version under Sections 323, 324, 452, 34, 148, 149 of the IPC registered at Police Station Qila Lal Singh, District Batala along with all consequential proceedings arising

therefrom on the basis of compromise dated 03.05.2023 effected between the parties.

2. Vide orders dated 22.05.2023 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate to get their statements recorded regarding the compromise arrived at, between them.

3. Reports have since been received from learned Judicial Magistrate, 1st Class, Batala, in pursuance of the direction of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the reports, 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/cross-version qua the accused-petitioners is quashed.

4. The trial Court has annexed the statements of the parties in original, alongwith its reports.

5. Learned State counsel too submits that there are no other accused other than the petitioners and the private respondents are the only aggrieved persons in the FIR/cross-version in question.

6. In view of the reports of the learned Judicial Magistrate, 1st Class, Batala and the principles laid down by 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 v. State of**

Punjab and another’ 2007 (3) RCR (Criminal) 1052, both the instant petitions are allowed. The aforesaid FIR as well as cross-version along with all consequential proceedings arising out of it qua the petitioners, are quashed.

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

(MANJARI NEHRU KAUL)
JUDGE

January 20, 2024
rps

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