



281 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-28778-2023
Date of decision: 1st August, 2024

Jai Bhagwan and others
...Petitioners
Versus
State of Haryana and others
...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. T.P. Singh, Advocate for the petitioners.
Mr. Neeraj Poswal, AAG, Haryana.
Mr. K.S. Cheema, Advocate for respondents No. 2 to 4.

MANISHA BATRA, J (ORAL):-

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of DDR No. 21 dated 30.05.2018 under Sections 148, 149, 323, 324 and 506 of IPC, 1860 and Sections 25 and 27 of Arms Act arising out of FIR No. 191 dated 29.05.2018 registered at Police Station Nissing, District Karnal and all subsequent proceedings arising therefrom on the basis of compromise deed dated 29.04.2023 (Annexure P-4).

2. This Court vide order dated 20.03.2024 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



Judicial Magistrate Ist Class, Karnal and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 28.05.2024 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 respondent 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 DDR 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 DDR No. 21 dated 30.05.2018 under Sections 148, 149, 323, 324 and 506 of IPC, 1860 and Sections 25 and 27 of Arms Act arising out of FIR No. 191 dated 29.05.2018 registered at Police Station Nissing, District Karnal and all subsequent proceedings arising therefrom on the basis of compromise deed dated 29.04.2023 (Annexure P-4) are quashed qua the petitioners.

[MANISHA BATRA]
JUDGE

1st August, 2024
Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |