



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

299

CRM-M-33049-2024
Date of decision: September 16th, 2024

Prem Masih and others
.....Petitioners

Versus

State of Punjab and another
.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Nandini Sharma, Advocate
for Mr. Umesh Aggarwal, Advocate
for the petitioners.

Mr. Jasdeep Singh, Deputy Advocate General, Punjab.

Mr. Gaurav, Advocate
for Mr. Prateek Sodhi, Advocate
for respondent Nos.2 to 5.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.63 dated 12.06.2024 under Sections 452, 380, 323, 427, 506, 148, 149 of the Indian Penal Code, 1860 registered at Police Station Bhindi Sadan, Amritsar Rural, and the consequential proceedings arising out of the same, on the basis of compromise (Annexure P-2) arrived at, between the parties.

2. Vide order dated 15.07.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 14.08.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned



CRM-M-33049-2024

-2-

trial Court, 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 the 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 private respondents have also made statement to the effect that they would have no objection if the FIR *qua* the accused-petitioners is quashed.

4. The trial Court has annexed the statements of the parties in original, along with its report.

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 in question.

6. In view of the report of the learned trial Court, 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.

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

September 16th, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No