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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-34992-2024 (O&M)
Date of decision: 27.08.2024

Sukhwinder Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Mahipal S. Yadav, Advocate for
Mr. Sunny K. Singla, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

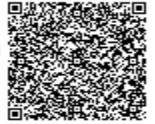
HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of FIR No.84 dated 17.04.2017 under Sections 323, 354, 452, 506, 148, 149 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Daba, District Police Commissionerate Ludhiana and all subsequent proceedings arising therefrom in view of the compromise dated 28.06.2024 (Annexure P-2).

2. The following order was passed on 24.07.2024 : -

"This petition has been filed under Section 482 Cr.P.C.

2024:PHHC:110030



seeking quashing of FIR No.84 dated 17.04.2017 under Sections 323/354/452/506/148/149 of IPC registered at Police Station Daba, District Police Commissionerate Ludhiana (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 28.06.2024 (Annexure P-2).

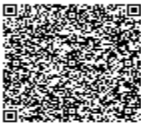
Notice of motion for 27.08.2024.

At this stage, on the asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of respondent No.1-State. Copy of the paper book be supplied to them during the course of day. Learned counsel for the petitioners undertakes to secure the presence of respondents No.2 to 5 before the learned trial Court at the time of recording the statement.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 27.08.2024.

A copy of the order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

3. In compliance of the aforesaid order, a report has been received from the concerned jurisdictional Court 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.84 dated 17.04.2017 under Sections 323, 354, 452, 506, 148, 149 of IPC, registered at Police Station Daba, District Police Commissionerate Ludhiana and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

[HARPREET SINGH BRAR]
JUDGE

27.08.2024
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No