

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

286 (02 cases)

CRM-M-44412-2021
Date of Decision:04.03.2024

Sandeep Kaur and Others
Vs.
State of Punjab and Others

.....Petitioners

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Jaspreet Singh Cheema, Advocate
for the petitioners.

Mr. Madhur Sharma, DAG, Punjab.

Mr. Prince Sharma, Advocate
for respondent Nos.2 & 3.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.64 dated 25.08.2021 registered under Sections 326, 323 & 34 of the IPC registered at Police Station P.S. Harike, District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise dated 04.10.2021 (Annexure P-2).

2. This Court vide order dated 18.01.2024 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 Learned Judicial Magistrate 1st Class and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 28.02.2024 to the effect that the compromise has been effected

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between the parties voluntarily and without any coercion or undue influence.

4. Statement of Respondent No.2- complainant, namely, Rajwinder Kaur with regard to compromise was recorded before learned Magistrate on 22.02.2024.

5. Learned State counsel as well as learned counsel for respondent Nos.2 & 3 have not disputed the factum of compromise between the parties.

6. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

7. 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 F.I.R. No.64 dated 25.08.2021 registered under Sections 326, 323 & 34 of the IPC registered at Police Station P.S. Harike, District Tarn Taran and all subsequent proceedings arising therefrom on the basis of compromise dated 04.10.2021 (Annexure P-2), are quashed *qua* the petitioners.

March 04, 2024
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No