



CRM-M-37750-2024

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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CRM-M-37750-2024

Date of decision : 17.12.2024

Yadwinder Singh @ Azad Singh and Ors.**..... Petitioners****V/S****State of Punjab and Anr.****..... Respondents****CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI**

Present: Mr. Ritesh Pandey, Advocate for petitioners.

Mr. Gautam Thapar, AAG, Punjab.

Mr. Aazam Khan, Advocate for respondent No.2.

AMARJOT BHATTI J.

1. Petitioners – Yadwinder Singh @ Azad Singh, Simran Kaur @ Sonia, Kuldeep Singh, Narinder Kaur, Simrat Pal Sharma and Binku @ Sukhjit Singh have filed instant petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.98 dated 23.10.2023, under Sections 326, 452, 323, 324, 148, 149 of IPC, 1860, registered at Police Station Fatehgarh Churian, District Batala (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 10.07.2024 (Annexure P-3).

2. Facts of the case are that complainant Jaskaran Singh gave his statement that on 21.10.2023, he along with his grand-mother Mohinder Kaur was sitting in the house. At about 12:40 PM, somebody knocked at the gate. He opened the gate and on this Yadwinder Singh armed with *datar*, Simratpal Sharma, Kuldeep Singh, Narinder Kaur, Simran Kaur and Binku empty handed entered his house. Yadwinder Singh gave *datar* blow on the



gate and his wife Simran Kaur also entered the house. Simratpal Sharma raised *lalkara* and on this Yadwinder Singh gave *datar* blow which hit on his right arm near elbow. He fell down and Yadwinder Singh gave second blow which hit on his right bicep, third blow from reverse side on left arm. Other persons gave him fist blows. On the alarm raised by him, many persons gathered there. Said assailants left the spot with their respective weapons. With these allegations, present FIR has been registered.

3. Petitioners filed this petition for quashing of aforesaid FIR on the basis of compromise. Petitioners and respondent No.2 were directed to appear before the trial Court/Illaq Magistrate for recording their statements on the basis of compromise. Detailed report regarding compromise has been received from the court of Judicial Magistrate Ist Class, Batala dated 06.09.2024. Statement of respondent No.2 has been recorded, where he confirmed the compromise with petitioners. He confirmed that this compromise has been effected without any pressure, coercion or undue influence from any side and he has no objection regarding quashing of FIR.

4. Petitioners – Yadwinder Singh @ Azad Singh, Simran Kaur @ Sonia, Kuldeep Singh, Narinder Kaur, Simrat Pal Sharma and Binku @ Sukhjit Singh also confirmed this fact in their joint statement. Statement of ASI Balwinder Singh is also recorded who confirmed that the accused are not involved or declared as proclaimed offender in any other criminal case.

5. Therefore, from the report of Judicial Magistrate Ist Class, Batala, it is clear that compromise has been effected between parties without any pressure, coercion or undue influence, which is acceptable to both the parties.

6. Considering all these factors in mind, in the case in hand both

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parties have mutually settled their dispute. They are residents of same village. It is a case of version and cross version. Matter is also compromised in CRM-M-37751-2024 titled “Jaskaran Singh vs. State of Punjab and Anr.” fixed for today. It would enable them to live in peace and harmony and end all litigation started between them. Thus no purpose would be served with the continuation of criminal proceedings.

7. Therefore considering these facts, petition filed by petitioners is accepted and FIR No.98 dated 23.10.2023, under Sections 326, 452, 323, 324, 148, 149 of IPC, 1860, registered at Police Station Fatehgarh Churian, District Batala and all other subsequent proceedings arising therefrom are quashed qua petitioners.

8. Pending miscellaneous application(s), if any, stand disposed of accordingly.

(AMARJOT BHATTI)
JUDGE

17.12.2024.*Sunil Devi*

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No