

2024:PHHC:168492



**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-39231-2024 (O&M)
Date of Decision:- 16.12.2024

Kuldip Singh ... Petitioner

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr.Parminder Singh Kanwar, Advocate, for the petitioners.

Mr. Japjot Singh, AAG, Punjab.

Mr. Amit Arora, Advocate for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. Petitioner-Kuldip Singh has approached this Court seeking quashing of DDR No.13, dated 29.6.2024, under Sections 323, 324, 452 arising out of FIR No.0044, dated 28.6.2024, Police Station Chohla Sahib, District Tarn Taran, under Sections 323, 324, 34 IPC, and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 23.08.2024, the parties had been directed to appear before the trial Court/Illaqa Magistrate so as to get their statements recorded qua the factum of compromise.



3. Report of learned Judicial Magistrate 1st Class, Tarn Taran, has been received, wherein it has been reported that the statement of petitioner/accused Kuldip Singh and complainant Gurbaljit Singh have been recorded to the effect that they have compromised the matter amongst themselves.
4. Complainant Gurbaljit Singh in his statement had stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Tarn Taran, has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.
6. In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and DDR No.13, dated 29.6.2024, under Sections 323, 324, 452 arising out of FIR No.0044, dated 28.6.2024, Police Station Chohla Sahib, District Tarn Taran, under Sections 323, 324, 34 IPC, and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

16.12.2024

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No