

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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1. CRM-M-44276-2023
Date of decision: 05.04.2024

Baldev Singh and othersPetitioners
Versus
State of Punjab and othersRespondents

2. CRM-M-43120-2023
Date of decision: 05.04.2024

Anokh Singh and othersPetitioners
Versus
State of Punjab and anotherRespondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Meena, Advocate for
Mr. P.S. Kanwar, Advocate
for the petitioners in CRM-M-44276-2023 and
for respondent No.2 in CRM-M-43120-2023.

Ms. Muskan, Advocate for
Mr. Amit Arora, Advocate
for the petitioners in CRM-M-43120-2023 and
for respondents No.2 and 3 in CRM-M-44276-2023.

Mr. Iqbalpreet Singh, AAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petitions are for quashing of FIR No.5 dated 18.01.2017 under Sections 452, 324, 325, 323, 34 of the IPC registered at Police Station Sadar Tarn Taran for quashing of DDR No.19 dated 22.01.2017 under Sections 326/323/34 of the IPC registered at Police Station Sadar Tarn Taran, District Tarn Taran and all consequential proceedings arising out of the same, on the basis of compromise arrived at, between the parties.

2. Vide order dated 20.02.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 07.03.2024 to get their statements recorded regarding the compromise

arrived at, between them.

3. Reports have since been received from learned Additional Chief Judicial Magistrate, Tarn Taran, 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 reports 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 complainants have also made statement to the effect that they would have no objection if the FIR/DDR *qua* the accused-petitioners is quashed.

4. The Trial Court has annexed the statements of the parties in original, alongwith its report.

5. In view of the report of the learned Additional Chief Judicial Magistrate, Tarn Taran and the principles laid down by 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 petitions are allowed. The aforesaid FIR and DDR along with all consequential proceedings arising out of it, are quashed qua petitioners.

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

05.04.2024

Vinay

(MANJARI NEHRU KAUL)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No