



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

279

CRM-M-43256-2024(O&M)
Date of Decision: 15.10.2024

IQBAL SINGH AND OTHERSPetitioners
VERSUS
BHAJAN KAUR AND ANRRespondents

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Prashant Bansal, Advocate for the petitioners.
Mr. Sumit Dua, Advocate for respondents no.1 & 2.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing of Complaint No.COMI-61-2018 dated 16.07.2018 under Sections 323, 324, 325, 506, 341, 148, 149 and 120-B of IPC pending before the Judicial Magistrate 1st Class, Rajpura as well as summoning order dated 17.11.2020 for the offence under Sections 341, 323, 325, 506, 148 and 149 of IPC passed by the judicial Magistrate 1st Class, Rajpura and all the subsequent proceedings arising therefrom, on the basis of compromise dated 13.10.2023 (Annexure P-3).

2 . This Court vide order dated 04.09.2024 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 the learned Judicial Magistrate 1st Class, Rajpura and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has



submitted report dated 27.09.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondent No. 1 & 2 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. 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 Complaint No.COMI-61-2018 dated 16.07.2018 under Sections 323, 324, 325, 506, 341, 148, 149 and 120-B of IPC pending before the Judicial Magistrate 1st Class, Rajpura as well as summoning order dated 17.11.2020 for the offence under Sections 341, 323, 325, 506, 148 and 149 of IPC passed by the learned Judicial Magistrate 1st Class, Rajpura and all subsequent proceedings arising therefrom on the basis of compromise dated 13.10.2023 (Annexure P-3) are quashed qua the petitioners.

(MANISHA BATRA)
JUDGE

15.10.2024
Deepak Patwal

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No