

MANISHA
2024.03.20 16:41
I attest to the accuracy and
authenticity of this
order/judgment

Mr. Sarabjit Singh Cheema, DAG, Punjab, puts in appearance on behalf of respondent No.1-State and waives service. Ms. Himani Pathania, Advocate, puts in appearance on behalf of respondent No.2 and has filed her Power of Attorney, which is taken on record. She affirms that the matter has been compromised between the parties and the complainant party does not wish to pursue the FIR in question.

In view of the above, both the parties are directed to appear before the concerned trial Court/Illaq Magistrate/Duty Magistrate for recording their statements on 18.10.2023 or any other date convenient to the concerned Court. The statement of Investigating Officer be also recorded on the same day, who would also identify the parties appearing before the Court. The original compromise shall be produced before the Court at the time of recording statements of the parties.

The concerned Court is directed to submit a report on or before the next date of hearing, containing the following information:-

- 1. Number of persons arrayed as accused.*
- 2. Whether any accused is proclaimed person?*
- 3. Whether all the accused/petitioner(s) is/are appearing before the Court?*
- 4. Whether the compromise is genuine, voluntary and without any coercion or undue influence?*
- 5. Whether the accused/petitioner(s) is/are involved in any other FIR or not?*
- 6. The trial Court/Illaq Magistrate/Duty Magistrate is also directed to record the statement of the Investigating Officer as to how many victims/complainants are there in the FIR.*

The State to file status report before the next date.

List on 15.12.2023.”

3. In compliance of the above order and order dated 20.11.2023, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. In view of the compromise and the ratio of law laid down by the

Hon'ble Supreme Court in ***Narinder Singh and others vs. State of Punjab and***

another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834 and Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63 and Full Bench of this Court in *Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052*, this petition is allowed and FIR No.29 dated 30.03.2022, under Sections 323, 341, 353,186, 506 IPC, registered at Police Station Dehlon, District Ludhiana (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

March 19, 2024

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(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |