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1.

Date of decision: February 8th, 2024

....Petitioner

.....Respondents

CRM-M No.37269 of 2023

.....Petitioners

.....Respondents

Ms. Bhupinder Kaur, Advocate
for respondent No.2.

2. Vide order dated 20.10.2023 passed in CRM-M-53404-2023 and vide order dated 21.12.2023 passed in CRM-M-37269-2023 by this Court, the parties were directed to appear before the learned trial

Court/Illaqa Magistrate on 20.11.2023 and 08.01.2024 respectively to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Camp Court, Dhuri, 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 report 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 complainant has also made statement to the effect that he would have no objection if the FIR *qua* the accused-petitioners is quashed. The trial Court has made a reference to two cases, which were registered against petitioner Barinderpal Singh @ Varinder Singh, however, learned counsel for the petitioners has submitted that no doubt, two cases were registered earlier against the said petitioner, however, as on date, no other case is pending against him.

4. The trial Court has annexed the statements of the parties in original, along with its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of the learned Judicial Magistrate Ist Class, Camp Court, Dhuri, 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 all consequential proceedings arising out of it, are quashed.

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

February 8th, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No