



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

333

CRM-M-53514-2024

Date of decision: 28.11.2024

Ajitpal Singh and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. H.S. Randhawa, Advocate for
Mr. P.S. Ahluwalia, Advocate
for the petitioners.

Mr. Navdeep Singh, DAG, Punjab.

Mr. Jatinder Nagpal, Advocate
for respondents No.2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.57 dated 10.04.2024 under Sections 307, 323, 34, 506 and 325 (added lateron) of the Indian Penal Code, 1860 registered at Police Station Anaj Mandi, District Patiala and all consequential proceedings arising out of the same, on the basis of compromise dated 31.07.2024 (Annexure P-4) arrived at, between the parties.

2. Vide order dated 25.10.2024, while noticing the following submissions made by learned counsel for the petitioners, this Court had directed the parties to appear before the learned trial Court/Illaq Magistrate on 06.11.2024 for getting their statements recorded regarding the compromise arrived at, between them:-

“Learned counsel appearing for the petitioners



submits that it is case of version and cross version wherein both the sides received injuries at the hands of each other and subsequent to the registration of the FIR in question the parties with the intervention of the respectables have amicably resolved all their disputes.

On a pointed query put to the learned counsel as to what was the seat of injury and which injury had been opined to be dangerous to life, he has categorically stated that no such opinion of the doctor was forthcoming. Learned counsel submits that in the circumstances, continuation of criminal proceedings would serve no useful purpose.”

3. Report has since been received from learned Additional Sessions Judge, Patiala, 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.

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 Sessions Judge, Patiala and the principles laid down by Hon'ble 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 petition is allowed. The aforesaid FIR and 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.

28.11.2024

(MANJARI NEHRU KAUL)
JUDGE

Vinay

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No