

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-57325-2023 (O&M)
Date of Decision:29.01.2024

Harmanjeet Singh & Others
Vs.
State of Punjab and Another

.....Petitioners

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sunil Agnihotri, Advocate
for the petitioners.

Mr. Amit Rana, Senior DAG, Punjab.

Mr. Vishal Munjal, Advocate
for respondent No.2.

DEEPAK GUPTA, J.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0019 dated 28.01.2023 registered under Sections 307, 506, 34 of the IPC & Section 25 of Arms Act registered at Police Station Mukerian, District Hoshiarpur and all subsequent proceedings arising therefrom on the basis of compromise dated 02.09.2023 (Annexure P-2).

This Court vide order dated 15.11.2023 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.

Pursuant to the aforesaid order, parties have appeared before Learned Sub Divisional Judicial Magistrate and got their statements recorded. On the basis of the statements so recorded, Learned Magistrate has submitted report dated 04.01.2024 to the effect that the compromise has

been effected between the parties voluntarily and without any coercion or undue influence.

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

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

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 F.I.R. No.0019 dated 28.01.2023 registered under Sections 307, 506, 34 of the IPC & Section 25 of Arms Act registered at Police Station Mukerian, District Hoshiarpur and all subsequent proceedings arising therefrom on the basis of compromise dated 02.09.2023 (Annexure P-2), are quashed qua the petitioners.

(DEEPAK GUPTA)
JUDGE

January 29, 2024

Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No